AUG 13 RECD

(14)

Supreme Court, U.S.
FILED
AUG - 9 2004
OFFICE OF THE CLERK

No. 03-409

IN THE

Supreme Court of the United States

KP PERMANENT MAKE-UP, INC, PETITIONER

v.

LASTING IMPRESSION I, INC;
MCN INTERNATIONAL, INC.

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

JOINT APPENDIX
(Volume II: JA190 – END)

MICHAEL MACHAT
LAW OFFICES OF MICHAEL MACHAT, P.C.
9107 Wilshire Blvd.
Suite 425
Beverly Hills, CA 90210
(310) 860-1833

Counsel of Record for the Petitioner

CHARLES C.H. WU
WU & CHEUNG, LLP
7700 Irvine Center Drive,
Suite 710
Irvine, CA 92618
(949) 251-0111

Counsel of Record for the Respondents

CURRY & TAYLOR • WASH D.C. • (202) 223-3160 • USSCINFO.COM

EDITOR'S NOTE:

THE FOLLOWING PAGES WERE POOR HARD COPY AT THE TIME OF FILMING. IF AND WHEN A BETTER COPY CAN BE OBTAINED, A NEW FICHE WILL BE ISSUED.

Relevant Docket Entries:

United States District Court, Central District of California....JA1

United States Court of Appeals for the Ninth Circuit....JA30

Complaint, filed March 16, 2000....JA38

Answer and Counterclaim, filed May 15, 2000....JA42

Declaration of Lin McKinstry, accompanying Defendants' Ex Parte Application for Temporary Restraining Order, filed October 3, 2000....JA58

Deposition transcript of Darlene Story, filed April 20, 2001....JA71

Deposition transcript of Lin McKinstry, filed April 20, 2001....JA91

Exhibits, accompanying Notice of Motion and Motion by Plaintiff for Summary Judgment, filed April 20, 2001:

Exh. E....JA190

Exh. F....JA191

Exh. G....JA193

Exh. H....JA195

Exh. I....JA196

Exh. J....JA228

Exh. K....JA197

Exh. L....JA207

Exh. N....JA209

Exh. O....JA210

Exh. Q....JA211

Exh. R....JA215

Exh. S(1-5) JA219
Exh. U.....JA224
Exh. W.....JA226
Declarations in Support of Plaintiff's Motion for Summary Judgment, filed April 20, 2001:
Declaration of Theresa Plante JA96
Declaration of Virginia Arabi JA104
Declaration of Loan Lam JA105
Declaration of Florida Arevado.....JA106
Declaration of Diane Tran JA107
Declaration of Maria Boyer JA108
Declaration of Aily Rashad JA109
Declaration of Ondina Calix JA110
Declaration of Maria Macial JA111
Declaration of Misma B.....JA112
Declaration of Wendy Gomez.....JA113
Declaration of Norma Abad JA114
Declaration of Diana Nguyen.....JA115
Declaration of Aurora Granades.....JA116
Declaration of Elvira Abrudan JA117
Notice of Motion and Motion by Defendants for Summary Adjudication, filed April 20, 2001 .....JA118
Declarations and Exhibits in Support of Defendants' Motion for Summary Adjudication, filed April 20, 2001:
Declaration of Darlene Story JA130
Declaration of Lin McKinstry JA135
Declaration of Lydia Leung JA141
Exh. 4, Lasting Impression I, Inc., Marketing Brochure.....JA231

Exh. 5, Lasting Impression I, Inc., Advertisements.....JA234
Exh. 41, Letter Signed By Tattooing International.....JA237
Opposition by Defendants to Plaintiff's Motion For Summary Judgment, filed April 30, 2001....JA143
Declarations and Exhibits in Support of Opposition to Plaintiff's Motion for Summary Judgment, filed April 30, 2001:
Declaration of Darlene Story JA163
Declaration of Lin McKinstry JA166
Declaration of Gloria Torres.....JA178
Reply Declaration and Exhibits in Support of Defendants' Motion for Summary Adjudication, filed May 7, 2001:
Reply Declaration of Lin McKinstry JA180
Exh. 46, Photographs of K.P. Permanent Make-Up Pigment Bottles with Labels.....JA238
Declaration and Exhibits in Support of Plaintiff's Reply to Opposition to Plaintiff's Motion for Summary Judgment, filed May 7, 2001:
Deposition transcript of Theresa Plante JA182
Judgment, United States District Court, Central District of California, filed May 16, 2001 .....
.....JA183

Pursuant to Rule 26.1, the following items were already reproduced in the appendix to the petition for a writ of certiorari at the pages indicated and, therefore, are not reproduced again in this joint appendix:

Opinion and Order, United States District Court, Central District of California, filed May 16, 2001 ..... Pet. App. 22a-31a

Opinion, United States Court of Appeals for the Ninth Circuit, filed April 30, 2003 .... Pet. App. 1a-20a

BIO-TOUCH INTERNATIONAL INC.

SPECIAL PACKAGE DEALS

Pain Control

BIOCAINE CREAM (1)
Stronger than Emla

BIOCAINE GEL (2)
Controls pain, bleeding and swelling

LIPROTEK (1)
Antioxidant vitamins repairs damage, bruising
Viral inhibitor fights herpes outbreaks

BACITRACIN OINTMENT (5)
After treatment antibiotic cream

$85

Mini Eyelash Kit

MINI EYELASH WAVE KIT (1)
-50 Applications

EYELASH TINT KIT (1)
-100 Applications (Black or Brown)

VIDEO TAPE (1)
-Step by Step

$65

Some illegible text pmb

Sunshine Eyelash Kit

SUNSHINE EYELASH WAVE (1)
-100 Applications

EYELASH TINT KIT (1)
-100 Applications (brown or black)

VIDEO TAPE (1)
-Step by step

$90

Permanent Makeup Complete

Permanent Make-Up Machine Kit (10 single & 2 triple Needles, 5 disposable caps, 1 120V adapter, 1 front casing, 1 middle casing, 2 small sample pigment, 4 containers and 50 filter sponges
5 Micro-Pigment colors (your choice)
1 Biocaine Anesthetic Cream
10 Disposable Needle Caps
10 Disposable Sleeves
3 or 2-Prong Needles
3 or 3-Prong Needles
3 or 5-Prong Needles
1 Practice Skin Material (11 styles of Eyebrows)
1 Training Video on Permanent Make-Up & Eyelash Perming (1 hour and 20 min duration)

$ 280

Permanent Makeup Complete

- Permanent Make-Up Machine Kit
- 1 Professional Carrying Case
- 10 Micro-Pigment colors
- 10 Double-Prong Needles
- 10 Triple-Prong Needles
- 10 Five-Prong Needles
- 10 Three-Prong Caps
- 10 Five-Prong Caps
- 10 Disposable Sleeves
- 10 Acrylic containers
- 1 Practice Skin (11 styles of Eyebrows)
- 1 Biocaine Anesthetic Creme
- 1 Training Video on Permanent Make-Up & Eyelash Perming

$ 500

WITNESS
DATE
Clifton Strickland Reporters

$20

JA191

F
WITNESS Story
DATE 2-23-04 Rptr DLS
Clifton Strickland Reporters

BIO-TOUCH INTERNATIONAL INC.

18472 Colima Rd., Suite 214 • Rowland Heights, CA 91748, USA
1(800)835-3388 • Tel: (626)964-0638 • Fax: (626)965-4203
e-mail: sales@biotouch.com
Web-site: http://www.biotouch.com/

PERMANENT MAKEUP SHOW SPECIAL PRICE LIST

Machines, Attachments, Pigments, Accessories, Perm & Tinting Kits

Code	Machine	Retail	Show Qty	Total
SDK	Sun Shine Machine Kit Kit Includes: 1 Machine, 1 Adapter (110V or 220V), Disp. Attachments Include: Needles, Tips, Tubes Sleeves, 1 Middle Casing, 1 Front Casing Needle Sponges, 4 pigment Containers, & 2 trial size Pigments	$200.00	$150.00 or 2 for $250.00	
SDM	Sun Shine Machine Only	$120.00	$ 95.00	
Code	**Machines Attachments**	**Retail**	**Show Qty.**	**Total**
SDP	S/M Adapter(120V)	$15.00	$12.00	
SDQ	S/M Adapter(220V)	$15.00	$12.00	
SDT	S/M Disp Tube(50/box)	$40.00	$30.00	
SDS	S/M Disp Sleeves(50/box)	$50.00	$25.00	
SP3	1-3 Prong Needle Cap(80/box)	$25.00	$20.00	
SP5	5 Prong Needle Cap (80/box)	$25.00	$20.00	
STS	Transmission Shaft (10/box)	$24.00	$18.00	
SMC	Middle Casing (10/Box)	$15.00	$12.00	
SFC	Front Casing (10/box)	$15.00	$12.00	
SSP	Needle Sponges (100 pcs.)	$ 6.00	$ 4.00	
Code	**Needles**	**Retail**	**Show Qty.**	**Total**
SN1	Disp. 1-Prong Needle(100/box)	$25.00	$20.00	
SN2	Disp. 2-Prong Needle(50/box)	$45.00	$35.00	
SN3	Disp. 3-Prong Needle(50/box)	$45.00	$35.00	
SN5	Disp. 5-prong Needle(50/box)	$50.00	$45.00	
SN7	Disp. 7-prong Needle(50/box)	$70.00	$60.00	
Code	**Anesthetics**	**Retail**	**Show Qty**	**Total**
A15	Anesthetic Spray Lotion (15% Lidocaine)	$70.00	$55.00	
A16	Instant Numb Cream	$60.00	$50.00	
A17	Liprotek #7 Lip Protector	$15.00	$12.00 or 2 for $20.00	
A18	BioCaine Anesthetic Cream	$35.00	$30.00	
A19	BioGel (Controls Bleeding, Swelling & Pain)	$35.00	$30.00	
Code	**Cosmetic Liquid Liners**	**Retail**	**Show Qty.**	**Total**
CLL	Liquid Liners (10 colors available)	$15.00	$10.00	
CLLG	Liquid Lip Gloss Oil	$15.00	$10.00	
CLLR	Liquid Eraser	$15.00	$10.00	
CLLK	Liquid Liner Kit (12 bottles)	$180.00	$120.00	
CLLY	Liquid Liner Display Kit (72 bottles)	$1,080.00	$720.00	

Code	Micro Pigment C	Retail	Show Qty.	Total
BJK	Jet Black	$30.00	$20.00	
BBK	Black	$20.00	$15.00	
BGY	Gray	$20.00	$15.00	
BCB	Chocolate Brown	$20.00	$15.00	
BDB	Dark Brown	$20.00	$15.00	
BBR	Brown	$20.00	$15.00	
BLB	Light Brown	$20.00	$15.00	
BTU	Taupe	$20.00	$15.00	
BDR	Dark Red	$20.00	$15.00	
BBD	Burgundy	$20.00	$15.00	
BRW	Red Wine	$20.00	$15.00	
BRE	Real Red	$20.00	$15.00	
BRR	Rose Red	$20.00	$15.00	
BOG	Orange	$20.00	$15.00	
BBG	Beige	$20.00	$15.00	
BWT	White	$20.00	$15.00	
BYE	Yellow	$20.00	$15.00	
BBL	Blue	$20.00	$15.00	
BGN	Green	$20.00	$15.00	
Code	**Accessories**	**Retail**	**Show Qty.**	**Total**
ZACT	Color & Accessory Tray Tray holds 20 pigments bottles, 4 containers, 1 machine	$38.00	$30.00	
CAC	Acrylic Container(50/box)	$25.00	$20.00	
CAR	Color Pigment Caps with Rings (50 Caps/ 3 rings)	$25.00	$20.00	
EBB	Charming Eyebrow Bands (11 Different Bands)	$46.00	$36.00	
EBG	BioTouch Eyebrow Band (12 Different Stencils)	$46.00	$36.00	
PSB	Practice Skin	$10.00	$ 8.00	
GLO	Laytex Gloves (100/box)	$15.00	$12.00	
DHC	Disp. Hair Caps (100/box)	$12.00	$10.00	
DMM	Disp. Mouth Mask(50/box)	$12.00	$10.00	
Code	**Eyelash Perm &Tint**	**Retail**	**Show Qty.**	**Total**
EPC	Sun Shine Eyelash Wave Kit includes: 3 8ml bottles Perm Solution, 3 8ml bottles of Neutralizing Solution, 2 8ml bottles of Collagen Gel, 2 8ml Glue remover, 1 Eyelash Glue, 24 pairs of rods (8 small, 8 medium, 8 large)	$84.00	$69.00	
EPCM	Mini Eyelash wave Kit Kit includes: 1 8ml bottle of Perming Solution, 1 8ml bottle of Neutralizing Solution, 1 8ml bottle Collagen Gel, 1 8ml Glue remover 1 Eyelash glue, 8 pairs of rods	$ 48.00	$39.00	
PRL	Eyelash Perm Rod L (8 Pairs)	$ 8.00	$ 4.00	
PRM	Eyelash Perm Rod M(8 Pairs)	$ 8.00	$ 4.00	
PRS	Eyelash Perm Rod S (8 Pairs)	$ 8.00	$ 4.00	
EPU	Eyelash Perm Glue	$15.00	$10.00	
EBK	David Sebastian Eyelash Tint Kit (Black)	$30.00	$25.00	
EBR	David Sebastian Eyelash Tint Kit (Brown)	$30.00	$25.00	
Code	**Training Video**	**Retail**	**Show Qty.**	**Total**
VTE	Permanent Makeup Training Video(English)	$45.00	$40.00	
VTS	Permanent Makeup Training Video(Spanish)	$45.00	$40.00	
VEO	Eyelash Perming & Tinting Video (English)	$25.00	$20.00	
VES	Eyelash Perming & Tinting Video (Spanish)	$25.00	$20.00	

01/00

JA193

TATTOOING

international
Since 1987 in Paris

MICROPIGMENTATION

10/24/98
Miami FL

Finally!

Professional Machines....

- *Durable, Long Life Machine*
- *Color Reserve*
- *Filling Lips and Surfaces Process*

For More Professional Work....

- *20 Minutes*
- *Single Session*
- *No Redness*
- *No Swelling or Scabbing*

G
WITNESS Story
DATE 2-23-81 Rpr MG
Clifton Strickland Reporters

JA194

COSMETIC PIGMENTS / PIGMENTS COSMETIQUES

MANUFACTURED IN FRANCE BY TATTOOING
Certified FDA - CEE - JAPAN - IRON OXYDE BASED (LOT & Date coded)

OUR MICRO COLORS ARE THE BEST IN THE WORLD. THE HIGHT QUALITY OF THE MINERAL POWDER (HIGHLY RESISTANT TO THE LIGHT) STABILISED IN ANTISEPTIC AND ANTI-DESSICANT LIQUID FOR HIGHT QUALITY PIGMENT OFFERS A GREAT STABILITY IN THE SKIN, BRIGHTNESS, LUMINOSITY. WE HAVE COMPOSED OUR OWN RANGE OF PIGMENTS TO AVOID THE DELICATE AND DIFFICULT TASK OF FINDING THE RIGHT COLORS. EACH COLOR CORRESPONDS TO A SPECIAL SKIN TYPE, AND THE NAME USED TO DESCRIBE HAIR COLORING WILL MAKE IT EASIER TO OBTAIN THE DESIRED RESULT WITH THE CUSTOMERS. OUR PIGMENTS HAVE UNDERGONE THE TEST TOXICOLOGICAL AN BACTERIOLOGICAL TESTING (ON REQUEST)

High quality pigments 18 ml : $35.00

ACCESSORIES

* Corrector: pigment remover solution with no acid $50.00
* European Eyebrow shaping headbands kit with waterproof working pencil $39.00
* Waterproof pencil Black / Red $5.00
* 50 Disposable plastic caps small / large $5.00
* Cap holder for 1 large or 4 small $7.00
* 25 Empty pigment containers $15.00
* Proxabrush cleaning brush $5.00
* Proxabrush cleaning brush refill (pack 4) $6.00
* Pigment mini-mixer $15.00

ARTISTIC TATTOOING :

* Kit of artistic tattoo $190.00
  14 Tattooings inks 15 ml - 1 Magic transfer - 1 Silk sheet of tracing paper
  1 Sheet of duplicating carbon - 1 Video course in English
* Tattooing inks 15 ml $9.00
  Sky blue - Sea blue - Turquoise - Pink - Violet -Jade green - Moss green
  Yellow - Orange -Fir red - Blood red - Black - White - Brown
* Magic transfer $25.00
* 10 Silk sheet of tracing paper $2.00
* 5 Sheet of duplicating carbon $2.00
* Sheet of tattoo design $3.00

VIDEO LIBRARY TATTOOING: ENGLISH / FRENCH

* "Approach to skin pigmentation" $10.00

Educational Video Cassettes on Micropigmentation

* Video course for permanent makeup (eyebrow-eyeliner-lipliner-freckles) $65.00
* Video course for restructuring surfaces (Filling lips, breast, scars, etc.) $55.00
* Video course for artistic tattooing $55.00
* Instructional course Book of Micropigmentation (Permanent makeup-restructuring surfaces-artistic tattooing) $39.00
* Practice head with stand for video course $39.00

COMMERCIAL ADVERTISING FOR YOUR SALON

* Micropigmentation video - Actual customer applications $55.00
* Poster - "Before / After" Permanent Makeup $15.00
* Poster "Before / After" Medical Reconstruction $15.00

PERMANENT COSTMETIC MAKE-UP

WE INVITE YOU TO OUR PERMANENT MAKE-UP WORK SHOP TO BE HELD IN LOS ANGELES
SHOW SPECIAL END OF FEB 25, 1990.

PERSONAL INSTRUCTION BY THERESA PLANTE AND KIM ANNIE
THESE CLASSES WILL BE DEMONSTRATING OUR NEWEST TECHNIQUES ON LIVE MODELS
EYEBROWS, EYELINERS, LIPLINERS
BEAUTY MARK, CORRECTIVE, COLOR BLENDING
PERM EYE LASHES, TINT BROWS AND LASHES
THE COST OF THE CLASS IS $1500.00 THE SIZE OF CLASS WILL BE LIMITED TO
SIX STUDENTS PER CLASS. EACH CLASS IS LIMITED TO 16 HOURS.

INCLUDES: ONE MACHINE LIGHTWEIGHT AND EASY TO OPERATE
ONE VIDEO, ONE SPRAY TOPICAL ANESTHETIC SOLUTION
50 SINGLE NEEDLES, 50 PIGMENT CONTAINERS
THREE LASHES DYE (BLACK BLUE BROWN)
ONE LASHES PERM KIT (80 RODS L,M,S,)
ONE TRAY HOLDER AND 5 MICROCOLOR PIGMENTS

KIM'S PARADISE
818 N. BROADWAY STE # 206B-209
LOS ANGELES CA 90012
TEL: 213-687-7013

H
WITNESS Story
DATE 2-23-91 Rptr MLS
Clifton Strickland Reporters

PERMANENT COSTMETIC MAKE-UP

WE INVITE YOU TO OUR PERMANENT MAKE-UP WORK SHOP TO BE HELD IN LOS ANGELES
SHOW SPECIAL END OF MARCH 30, 1991.

PERSONAL INSTRUCTION BY THERESA PLANTE AND KIM ANNIE
THESE CLASSES WILL BE DEMONSTRATING OUR NEWEST TECHNIQUES ON LIVE MODELS
EYEBROWS, EYELINERS, LIPLINERS
BEAUTY MARK, CORRECTIVE, COLOR BLENDING
PERM EYE LASHES, TINT BROWS AND LASHES
THE COST OF THE CLASS IS $1000.00 THE SIZE OF CLASS WILL BE LIMITED TO
SIX STUDENTS PER CLASS. EACH CLASS IS LIMITED TO 16 HOURS.

INCLUDES: ONE MACHINE LIGHTWEIGHT AND EASY TO OPERATE
ONE VIDEO, ONE SPRAY TOPICAL ANESTHETIC SOLUTION
50 SINGLE NEEDLES, 50 PIGMENT CONTAINERS
THREE LASHES DYE (BLACK BLUE BROWN)
ONE LASHES PERM KIT (80 RODS L,M,S,)
ONE TRAY HOLDER AND 5 MICROCOLOR PIGMENTS

KIM'S PARADISE
818 N. BROADWAY STE # 206B-209
LOS ANGELES CA 90012
TEL: 213-687-7013

I
WITNESS Story
DATE 2-23-91 Rptr MLS
Clifton Strickland Reporters

K.P

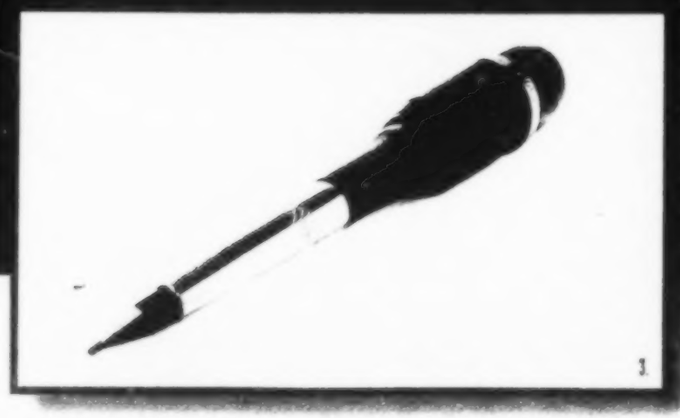
Ke-Up Inc.

Tel [213] 687 7013 Fax [213] 626 6045

Manufacturer & Wholesaler of Permanent Make-Up Supplies / Training Classes Available

1

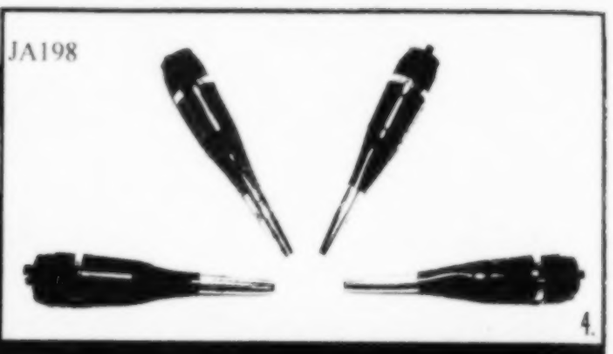
2


3.

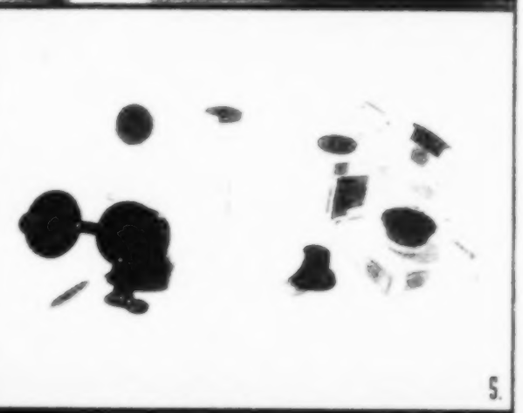
1. Acrylic revolver
2. MP-96 PMU Machine
3. MP-50 PMU Machine

JA198

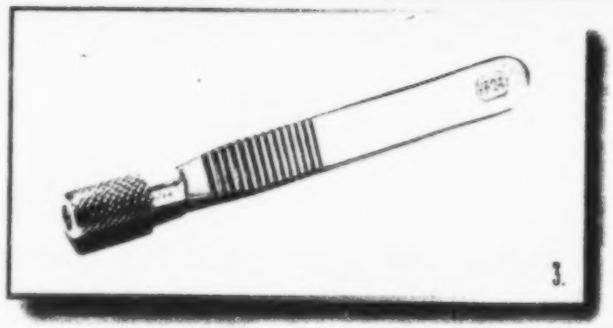
1


4.

2.


5.

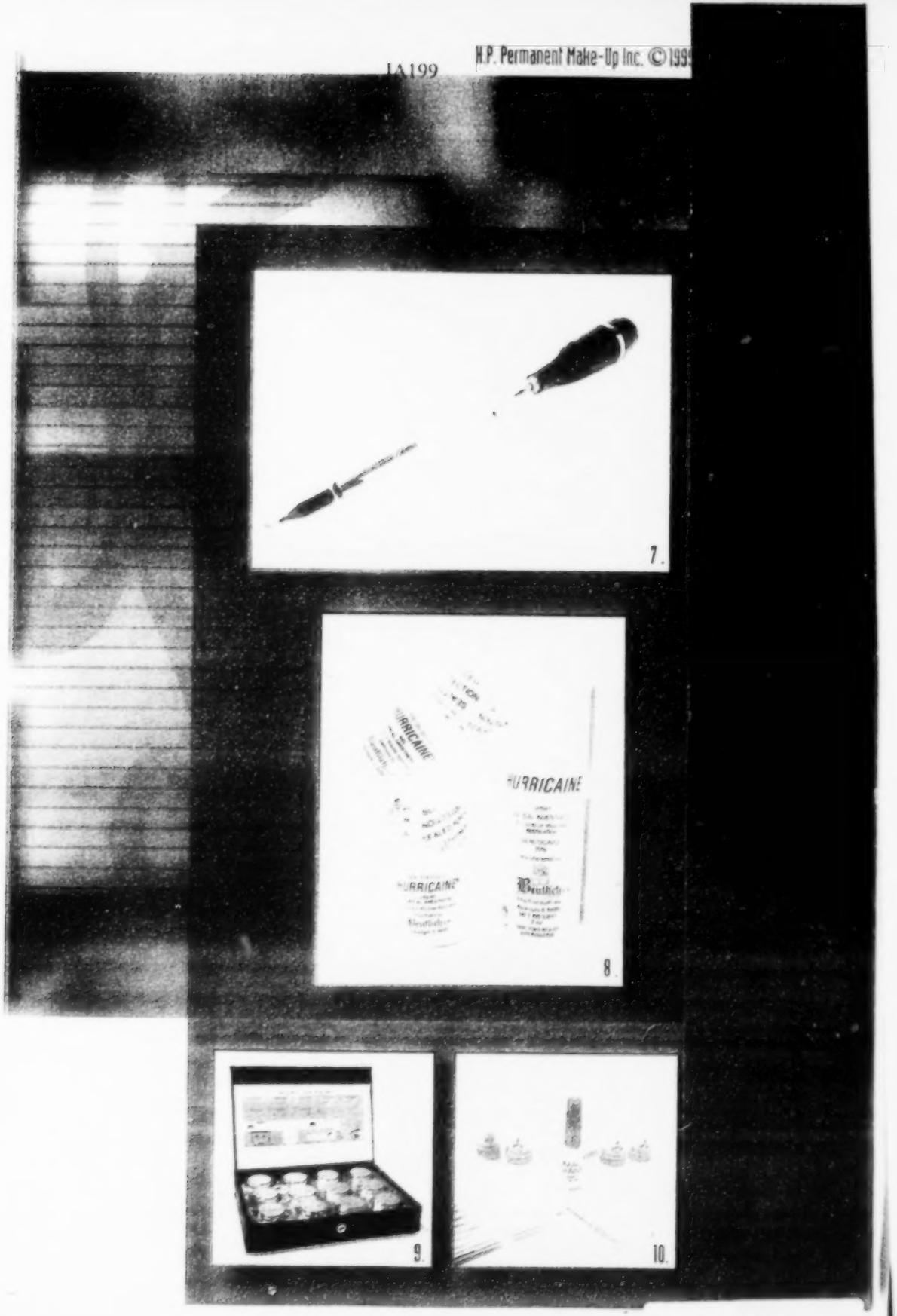
6.

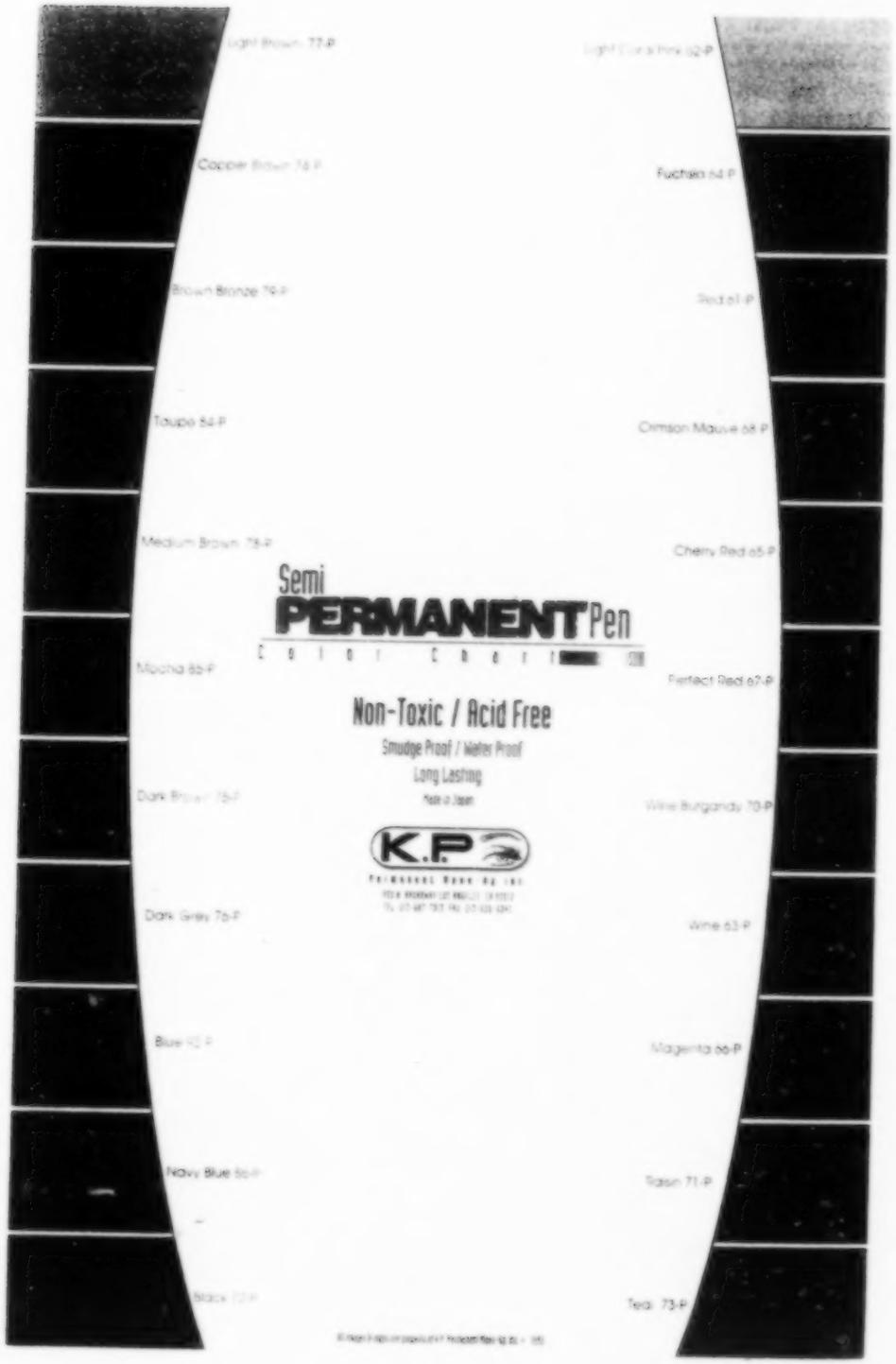

3.

Product Description List:

1. MP-50 w/machine acrylic holder
2. MP-2030 PMU Machine
3. Stainless Steel Manuel Pen
4. MP-50 PMU Machine (Blue, Red, Purple, Gold)
5. Assorted Acrylic Tray Holders
6. MP-96 PMU Machine (Disassembled)
7. MP-50 PMU Machine (Disassembled)
8. Novicaine Anesthetic Assortment
9. Eye Brow Design BM (12 Styles)
10. Eye Lash Perm BM

H.P. Permanent Make-Up Inc. © 199





K.P

PRICE LIST
Order Form

Permanent Make-Up Inc
950 N. BROADWAY LOS ANGELES, CA 90012 TEL: 213 687 7013 FAX: 213 626 0845 E-Mail: kpmakeup@aol.com
kpfactory@aol.com

ITEM	DESCRIPTION	PRICE
26	KP-90 / KP-98 Stainless Steel Sleeve (parts 5 & 8)	$15.00
27	Adapter (110V / 220V) KP-90 / KP-98 G-9430	$15.00 $10.00
28	G-9430 Disposable Sleeve	$2.00
29	G-9430 Disposable Chambers (20/Box) (100/Box)	$15.00 $45.00
30	Sponges for G-9430 (100/Pkg)	$3.00
31	Leather Face	$2.00
32	Gloves (100/Box) Sizes: Small / Medium / Large	$10.00
33	Finger Cots (144/Box) Sizes: Small / Medium / Large	$4.00
34	Rolocinci w/Guidant Colors: Black, Brown, Navy Blue	$12.00
35	Comedone Extractor	$5.00
36	Stainless Steel Manual Pen	$20.00
37	Plastic Manual Pen	$5.00
38	Disposable Manual Triple Prong Needles (5/Pkg)	$10.00
39	Disposable Manual Five or Seven Prong Needles (5/Pkg)	$15.00
40	Disposable Manual Ten or Twelve Prong Needles	$20.00
41	Disposable FLAT Triple Needles for KP Machines (10/Pkg) (50/Box)	$10.00 $50.00
42	Disposable FLAT Four Prong Needles for KP Machines (10/Pkg) (50/Box)	$10.00 $50.00
43	Disposable FLAT Six Prong Needles for KP Machines (10/Pkg) (50/Box)	$15.00 $90.00
44	Disposable FLAT Needle Covers Sizes: Small for 3-4 Prong Needles Large for 8 Prong (50/Box)	$20.00
45	Single Prong Needle for Coil Tattoo Machine, Per Piece	$1.00
46	Double Prong Needle for Coil Tattoo Machine (Round/Flat)	$1.00
47	Triple Prong Needle for Coil Tattoo Machine (Round/Flat)	$1.50
48	Five Prong Needle for Coil Tattoo Machine (Round/Flat)	$1.50
49	Eight Prong Needle for Coil Tattoo Machine (Round/Flat)	$2.00

Distributors Welcome - Training Classes Available. Private post secondary vocational education license # 1835221

All rights reserved. Unauthorized use of this material prohibited. To order this material, please visit us at www.ProQuest.com/go/librarian. Contact ProQuest Copyright Office at 1-734-761-4700 or copyright@proquest.com.

K.P

PRICE LIST
Order Form

Permanent Make-Up Inc
950 N. BROADWAY LOS ANGELES, CA 90012 TEL: 213 687 7013 FAX: 213 620 0845 E-Mail: kpfactory@aol.com
kpmakeup@aol.com

ITEM	DESCRIPTION	PRICE
1	Permanent Make Up Kit a. One PMU machine, video, anesthetic, b. 10 single needles, 10 triple needles, tray holder, c. 20 needle covers, 50 pigment containers, d. Pigment Colors: Black, T.Brown, M. Brown, White, Red	$180.00
2	KP-98 Permanent Make Up Machine Kit (Stainless Steel Machine)	$120.00
3	KP 99 Permanent Make-Up Machine Kit	$70.00
4	G-8430 Permanent Make Up Kit	$70.00
5	Disposable Single Prong Needles (100/Box)	$20.00
6	Disposable Double Prong Needles (50/Box)	$32.00
7	Disposable Triple Needles (50/Box)	$35.00
8	Disposable Five Prong Needles (50/Box)	$50.00
9	Disposable Seven Prong (50/Box)	$80.00
10	Disposable Needle Covers: Small Size (1-3 Prong Needles) Large Size (5-7 Prong Needles) 80Pcs/Box	$20.00
11	Acrylic Pigment Container & Device Holder w/ 10 Insert Center Pcs	$15.00
12	Insert Center Piece (10/Pkg)	$5.00
13	Tray Holder (Various Sizes)	$4.00
14	Disposable Pigment Containers (50/Pkg) Small / Large	$3.00
15	Lightweight Stainless Steel Ring (Small / Large) (Holds 1 small or large disposable pigment cont.)	$5.00
16	Plastic Rings (3/Pkg) Small / Large (Holds 1 small or large disposable pigment cont.)	$5.00
17	Bacitracin Ointment (144Pcs/Box)	$12.00
18	KP Topical Anesthetic Gel (Tag #45) 1 oz	$30.00
19	Hurricaine Topical Anesthetic Gel / Liquid, 1 oz	$10.00
20	Eyebrow Stencils (10 Styles)	$15.00
21	Eyebrow Design Kit (12 Styles)	$25.00
22	Eyelash Perm Kit w/Glue (50 Applications)	$50.00
23	Eyelash Glue	$10.00
24	Eyelash Rods (8 Pairs/Pkg) Small / Medium / Large	$4.00
25	S-500 Wayne Dry Heat Sterilizer	$285.00

Buy Direct from Factory and Save 20% to 50%

All images & logos are property of K.P Permanent Make Up, Inc. © 1999

K.P

PRICE LIST
Order Form

Permanent Make-Up Inc
950 N. BROADWAY LOS ANGELES, CA 90012 TEL: 213 687 7013 FAX: 213 620 0845 E-Mail: kpfactory@aol.com
kpmakeup@aol.com

KP-10 BLACK 1 (SOFT BLACK)	KP-27 SKIN 4 (RUST BROWN)
KP-11 BLACK 2 (JET BLACK)	KP-28 PINK 1 (ROSE PUMPKIN)
KP-12 DARK BROWN	KP-29 PINK 2 (MAUVE)
KP-13 MEDIUM BROWN	KP-30 PINK 3 (PURPLE PINK)
KP-14 LIGHT BROWN	KP-31 PINK 4 (EARTH)
KP-15 GRAY 1	KP-33 PINK 6 (ORANGE NECTAR)
KP-16 GRAY 2 (SMOKE)	KP-35 RED 1 (CHERRY RED)
KP-17 GRAY 3 (SMOKE SILVER)	KP-36 RED 2 (WINE BURGUNDY)
KP-18 TAUPE 1	KP-37 RED 3 (PURPLE RED)
KP-19 TAUPE 2 (BRONZE)	KP-39 RED5 (MAHOGANY)
KP-20 TAUPE 3 (BRONZE SILVER)	KP-40 RED 6 (BROWN WINE)
KP-21 WHITE	KP-42 RED 8 (ROSE ORANGE)
KP-22 GREEN	KP-45 YELLOW 1
KP-23 DARK GREEN	KP-46 YELLOW (LEMON)
KP-24 SKIN 1 (IVORY)	KP-48 LIGHT BLUE
KP-25 SKIN 2 (MEDIUM BEIGE)	KP-49 NAVY BLUE
KP-26 SKIN 3 (DARK BEIGE)	KP-50 COCO

1/2 oz Bottle (Non-Toxic, Sterilized Pigments).....$10.00 ea
In quantities of 12 or more.....$7.00 ea

61-P RED	73-P TEAL
62-P CORAL PINK	74-P COPPER BROWN
63-P WINE	75-P DARK BROWN
64-P FUCHSIA	76-P DARK GREY
65-P CHERRY RED	77-P LIGHT BROWN
66-P MAGENTA	78-P MEDIUM BROWN
67-P PERFECT RED	79-P BROWN BRONZE
68-P MAUVE	84-P TAUPE
70-P WINE BURGUNDY	85-P MOCHA
71-P RAISIN	88-P NAVY BLUE
72-P BLACK	92-P BLUE

Semi-Permanent Pen.....$4.00 ea or 3/$10.00
20 Creative Stencils.....$2.00 ea design

All images & logos are property of K.P Permanent Make Up, Inc. © 1999

To place an order you may choose any of the following 5 :

Mail to	950 N. BROADWAY LOS ANGELES, CA 90012
Call	213 687 7013 (California Residents)
Call	800 585 8730 (Outside California)
Fax	213 626 6045
E Mail	kpfactory@aol.com • kpmakeup@aol.com

K.P

Permanent Make-Up Inc

•Established Since 1985•

Order Form / Company Policies

SHIPPING: All orders are shipped ground service via United Parcel Service. Next Day Air, 2nd Day Air, 3-Day Select & Saturday Delivery are available upon request at an additional cost. All shipping charges are based on weight, level of service, & Zone. ETA on all packages vary from 1-7 business days.

C.O.D.'s: For all COD's, there is an additional charge of $5.00. First time COD orders must be paid by a Money Order or a Cashiers Check. It is extremely important that upon a UPS delivery attempt, someone is there to accept the package along with the correct amount. If a package is refused and is returned, the reciever will be charged the shipping fee & will not be able to recieve any further packages until the bill is cleared.

RETURNED CHECKS: For any reason in the event of a returned check that has bounced, there will be a $25.00 fee. No further orders will be shipped until the bill is cleared & all future orders must be paid by a credit card or a money order/cashiers check.

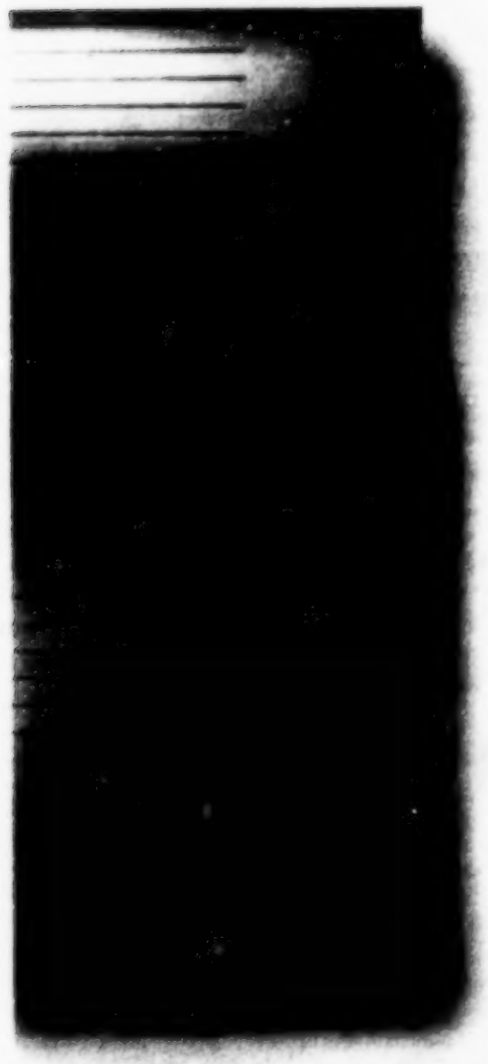
RETURNS & DAMAGES: Returns must be made within 7 days of delivery in original packaging & must be accompanied by a copy of the reciept. Used & damged products will not be accepted unless by approval from mangement & is subject to a 20% restocking fee minus shipping. Any damaged claims must be made within a 24 hour period to assure replacement. Shipping is not included for returns unless damaged.

INTERNATIONAL ORDERS: Orders must be paid in advance by credit card or bank wire transfers. No COD's are available. Recievers are responsible for duties & taxes for customs.

CREDIT CARD ACCOUNTS: Please call & request a credit card form.

All images & logos are property of K.P. Permanent Make Up, Inc. ©1999

PRSRT STD
U.S. POSTAGE
PAID
Los Angeles, Ca
Permit No 31878



K.P

Permanent Make-Up Inc.
950 N. Broadway
Los Angeles, CA 90012
Tel:[213] 687.7013
Fax:[213] 626.6045
E-Mail: kpmakeup@aol.com
www.kpmakeup.com

Distributors Welcome - Training Classes Available. Private posi secondary vocational education license # 1935221

All images & logos are property of K.P. Permanent Make Up, Inc. ©1999

L
WITNESS: Start
DATE: 2-23-01 Rpr: MLS
Clifton Strickland Reporters

0052

0053

LASTING IMPRESSION I, INC.

Micropigmentation, the implantation of an inert iron oxide pigment into the dermis, offers new options and hope for countless individuals. Its popularity has been fueled by its cosmetic uses as an eye liner, eyebrow enhancer and lip liner. However, the medical community has also used micropigmentation to enhance the final results in breast reconstruction, scar revision, burns, vitiligo, tumor markers and other cases of pigmentary disorder.

Lasting Impression I, Inc. is a medical-esthetician manufacturer and distributor of micropigmentation products and services (permanent cosmetics and para-medical procedures). It is operated by the wife and husband team of Darlene and Richard Story, the company founders. They have combined more than 15 years in the field of micropigmentation, specifically in the medical area.

Lasting Impression I, Inc. believes in micropigmentation on a safe, medical, sterile fashion with an emphasis on being cost effective and the assurance of patient satisfaction. This philosophy is rooted in the fact that the Food and Drug Administration (FDA) considers micropigmentation a cosmetic process ("tattooing") rather than a medical necessity. Tattooing is not regulated by the FDA. It has left the regulatory functions to the individual states and many have no regulations. Over the past few years the FDA has been deluged with consumer complaints ranging from incorrect pigment color and poor pigment quality to inadequate technique use, pigment migration or spreading. It seems inevitable that the FDA will take an active role and regulate micropigmentation.

Lasting Impression I is committed to a two-point approach.

1. *Improve pigment quality, selection and sizes:* Various types of pigments are being used, from vegetable-based dyes and Indian ink to gold. Many of these pigments can cause an allergic reaction, contribute to pigment migration (pigment spreading) in the dermis, or create more serious complications. Only high quality, sterile, iron oxide pigments, made from approved ingredients should be used. Lasting Impression I pigments are iron oxide, consist of FDA approved ingredients and are sterile. The company employs a three-point sterilization process (Bioburden test, Gamma-radiation, Spore test) to assure the highest standard of sterilization offered in today's market. In addition, all Lasting Impression I pigments (Micro-Colors) are six microns. This is the molecule size of the pigments. Research shows that six microns is the ultimate particle size for the pigment to be properly maintained in the dermis, and if it is properly applied, there is less likelihood of fading.

The company uses 44 different Micro-Colors. This broad selection facilitates mixing and proper color matching, and includes a large selection of brown, beige and pink tones. All shades are offered in four sizes: 15cc, 2cc and 0.5cc vials and a 0.5cc tester vial. These sizes permit purchase of the quantity of pigment needed reducing waste and cost. The tester vials are for skin patch tests. It is proper medical technique to conduct skin patch tests on each patient in view of the invasive nature of the procedure and as a precaution against allergic reactions.

2. *Create a color mixing system:* Lasting Impression I created Micro-Colors Mixer/Tester Kit, a patent-pending pigment mixing system for obtaining the proper color match, one of the most critical aspects of micropigmentation. In the color matching of skin tones several pigment shades are used. Typically, one or two base pigments, one or two pigments to adjust for contrast and a pigment to compensate the undertining skin tone of the area to be pigmented. Implanting pigment with the incorrect color nullifies the entire procedure and can be viewed as a form of patient disfigurement.

The kit contains all 44 Micro-Colors, mixing supplies and four tester vials to perform skin tests. In addition to achieving a perfect color match, it provides three major benefits:

- Reduces the amount of mixing time needed to achieve a near perfect color match.
- Cost effective because only the specific pigment needed is purchased and in the precise quantity required.
- Permits the patient to have input in the color mixing process and approve the final color.

3. *Establish a consultant support group:* Lasting Impression I has established a consultant support group consisting of physicians, nurses, micropigmentation specialists and estheticians; all of whom are experts in the field of micropigmentation.

4. *Establish a training program:* Lasting Impression I is also establishing a training program that requires certain prerequisites. Sterility, the risk of infections and cross contamination, color analysis and theory, technique, skin patch testing, health history evaluation, pre-op evaluation and post-op care will be heavily stressed. Upon certification, participants will be able to obtain insurance to perform micropigmentation.

5. *Integrate estheticians with the medical field:* Increasingly, physicians are relying on estheticians to perform both cosmetic and para-medical micropigmentation procedures. It permits the physician to expand the number of procedures offered and use micropigmentation as an adjunct to these medical procedures. Estheticians are able to work with a group of micropigmentation patients, and are given an opportunity to integrate various skin care techniques into the practice. With its long association with the medical market, coupled with its association with the esthetician market, Lasting Impression I can help these two professions to work hand in hand.

For further information regarding Lasting Impression I, Inc., circle no. 156 on the *Skin Inc.* Reader Reply Card in this issue facing page 80. ■

This article was written by Darlene and Richard Story, co-owners of Lasting Impression I, Inc., as a description of their company's products. Skin Inc. is not associated with this or any other product line.

SUPPLIER SPOTLIGHT

WITNESS Story
DATE 2-23-91 Rpr. mcs
Clifton Strickland Reporters

MICRO-COLORS® Pigment

80 Pigment Colors to Match Over 300 Skin Tones
For Cosmetic & Paramedical Procedures

- Iron oxide base *
- No evaporation or splatter
- Same consistency and color every batch
- Contains no water
- Minimum particle size is 6 microns
- Gamma sterilized
- Lot & date coded to assure quality and freshness
- Widely used in medical and cosmetic industry
- Made in USA
- 12cc size
- Ingredient list on label
- Made with FDA approved ingredients for cosmetic use

MICRO-COLORS® Pigment

The Ultimate Guide to Pigments

This booklet is a virtual education in pigments. *The Ultimate Guide to Pigments* will educate you in pigment base, skin undertones and various applications. This booklet is your guide to the most effective use of the pigments, including the MICRO-COLORS® pigment line. Available in English.

BEWARE: MICRO-COLORS® Pigment is the first and only MICRO-COLORS available by MCN. All other brands with similar or identical names are not associated with MCN. Due to the high demand for this superior quality pigment, many imposter pigments have been developed to create confusion in the marketplace. Make an informed purchasing decision; verify that MCN is the manufacturer before you buy. MICRO-COLORS is a federally registered trade name and trademark that is only available via MCN**.

* Some pigment colors contain organic ingredients as indicated on the pigment bottle label.

** Micro-Colors is a product of Lasting Impression Inc.

D
WITNESS: Story
DATE: 2-23-91 Rpr. mcs
Clifton Strickland Reporters

Int. Cl.: 2

Prior U.S. Cl.: 6

United States Patent and Trademark Office Reg. No. 1,769,592
Registered May 11, 1993

TRADEMARK
PRINCIPAL REGISTER

MICRO COLORS

LASTING IMPRESSION I, INC (NEW JERSEY CORPORATION)
237 LIBERTY RD
ENGLEWOOD, NJ 07631

FOR COLOR PIGMENTS, IN CLASS 2 (U.S. CL. 6).

FIRST USE 3-16-1992; IN COMMERCE 4-10-1992.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "COLORS", APART FROM THE MARK AS SHOWN.

THE DRAWING IS LINED FOR THE COLOR GREEN.

SER. NO. 74-280,488, FILED 6-1-1992.

ODETTE BONNET, EXAMINING ATTORNEY

Q
WITNESS: Story
DATE: 2-27-01 Rpr: mls
Clifton Strickland Reporters

Q

The United States of America

№ 1769592

CERTIFICATE OF REGISTRATION

This is to certify that the records of the Patent and Trademark Office show that an application was filed in said Office for registration of the Mark shown herein, a copy of said Mark and pertinent data from the Application being annexed hereto and made a part hereof,

And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks,

Upon examination, it appeared that the applicant was entitled to have said Mark registered under the Trademark Act of 1946, as amended, and the said Mark has been duly registered this day in the Patent and Trademark Office on the

PRINCIPAL REGISTER

to the registrant named herein.

This registration shall remain in force for TEN years unless sooner terminated as provided by law.

In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent and Trademark Office to be affixed this eleventh day of May 1993.

Michael K. Kirk

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT COMMISSIONER FOR TRADEMARKS
2900 Crystal Drive
Arlington, VA 22202-3513

REGISTRATION NO. 1769992 SERIAL NO. 74/280488 PAPER NO.

MARK: MICRO COLORS (AND DESIGN) MAILING DATE: Jul 20, 1999

REGISTRANT: LASTING IMPRESSION I, INC.

CORRESPONDENCE ADDRESS:
LASTING IMPRESSION I, INC.
24 W SHEFIELD AVE
ENGLEWOOD NJ 07631

TMPRU

Please furnish the following on all correspondence:
1. Your phone number and ZIP Code.
2. Mailing date of this action.
3. Affidavit-Renewal Examiner's name.
4. Mark all correspondence to the attention of "PRU" using the above address.
5. Registration No.

RECEIPT IS ACKNOWLEDGED OF THE SUBMITTED REQUEST UNDER:

SECTION 8 OF THE TRADEMARK STATUTE AND 37 CFR SECS. 2.161-2.166.

SECTION 15 OF THE TRADEMARK STATUTE AND 37 CFR SECS. 2.167-2.168.

YOUR REQUEST FULFILLS THE STATUTORY REQUIREMENTS AND HAS BEEN ACCEPTED.

Patricia A Everett

PATRICIA ANN EVERETT
AFFIDAVIT-RENEWAL EXAMINER
TRADEMARK EXAMINING OPERATION
(703) 308-9500 EXT 132

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

NOTICE OF PUBLICATION UNDER 12(a)

1. Serial No.: 74/280,488
2. Mark: MICRO COLORS and design
3. Applicant: LASTING IMPRESSION I, INC.
4. Publication Date: FEB. 16, 1993

The mark of the application identified appears to be entitled to registration. The mark will, in accordance with Section 12(a) of the Trademark Act of 1946, as amended, be published in the Official Gazette on the date indicated above for the purpose of opposition by any person who believes he will be damaged by the registration of the mark. If no opposition is filed within the time specified by Section 13(a) of the Statute or by rules 2.101 or 2.102 of the Trademark Rules, the Commissioner of Patents and Trademarks may issue a certificate of registration.

Copies of the trademark portion of the Official Gazette containing the publication of the mark may be obtained at $9.50 each for domestic orders, or at $11.88 each for foreign orders from:

The Superintendent of Documents
U.S. Government Printing Office
Washington, D.C. 20402

By direction of the Commissioner

U.S. Trademark Electronic Search System (TESS)

TESS was last updated on Thu Feb 22 04:10:35 EST 2001

PTO HOME | TRADEMARKS | TESS HOME | NEW USER | STRUCTURED | FREE FORM | BROWSE DICT | BOTTOM | HELP | PREV LIST
CURR LIST | NEXT LIST | FIRST DOC | PREV DOC | NEXT DOC | LAST DOC

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR Jump to record: **Record 11 out of 28**

Check Status *(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)*

MICRO NEEDLES

Word Mark	MICRO NEEDLES
Goods and Services	IC 010. US 044. G & S: micropigmentation supplies, namely surgical needles for reconstructive coloration for use in cosmetic plastic surgery. FIRST USE: 19930216. FIRST USE IN COMMERCE: 19930301
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	261120 261121
Serial Number	74394142
Filing Date	May 24, 1993
Published for Opposition	November 1, 1994
Registration Number	1876475

Registration Date	January 31, 1995
Owner	(REGISTRANT) **LASTING IMPRESSION** I, INC. CORPORATION NEW JERSEY 237 Liberty Rd. Englewood NEW JERSEY 07631
Prior Registrations	1763592;1769592
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "MICRO NEEDLES" APART FROM THE MARK AS SHOWN
Description of Mark	The mark is lined for the color green but color is not claimed as part of the mark.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE

PTO HOME | TRADEMARKS | TESS HOME | NEW USER | STRUCTURED | FREE FORM | BROWSE DICT | TOP | HELP | PREV LIST
CURR LIST | NEXT LIST | FIRST DOC | PREV DOC | NEXT DOC | LAST DOC

R
WITNESS Stacy
DATE 2-23-01 for MLS
Clifton Strickland Reporters

R

Thank you for your request. Here are the latest results from the TARR web server.

Serial Number: 74394142

Registration Number: 1876475

Mark

(words only): MICRO NEEDLES

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2001-02-01

Filing Date: 1993-05-24

Registration Date: 1995-01-31

Law Office Assigned: TMEO Law Office 11

CURRENT APPLICANT(S)/OWNER(S)

1. LASTING IMPRESSION I, INC.

GOODS AND/OR SERVICES

micropigmentation supplies, namely surgical needles for reconstructive coloration for use in cosmetic plastic surgery

PROSECUTION HISTORY

2001-02-01 - Section 8 (6-year) accepted & Section 15 acknowledged

2001-01-30 - Response received to Post Registration action - Sections 8 & 15

2001-01-10 - Post Registration action mailed Section 8 & 15

2000-09-22 - (NOT AVAILABLE)

1995-01-31 - Registered - Principal Register

1994-11-01 - Published for opposition

1994-09-30 - Notice of publication

1994-06-21 - Approved for Pub - Principal Register (Initial exam)

1994-06-13 - Examiner's amendment mailed

1994-06-09 - Previous allowance count withdrawn

1994-06-01 - Approved for Pub - Principal Register (Initial exam)

1994-05-26 - Examiner's amendment mailed

1994-05-02 - Response to office action

1994-04-13 - Response to office action

1993-10-14 - Non-final action mailed

1993-09-23 - Case file assigned to examining attorney

1993-08-31 - Case file assigned to examining attorney

CONTACT INFORMATION

Address:
LASTING IMPRESSION I, INC.
237 LIBERTY RD.
ENGLEWOOD, NJ 07631
US

MICRO COLORS

S-1
WITNESS: Starr
DATE: 2-23-01 Rptr: DLS
Clifton Strickland Reporters

MICRO PEN

The drawing is based for the color green

S-2
WITNESS: Starr
DATE: 2-23-01 Rptr: DLS
Clifton Strickland Reporters

JA221

MICRO NEEDLES

S-3
WITNESS: Story
DATE: 2.23.01 Rptr: MS
Clifton Strickland Reporters

microcolor PIGMENT chart

S-4
WITNESS: Story
DATE: 2.23.01 Rptr: MS
Clifton Strickland Reporters

K.P
Make-Up Inc.

MOSTY
COLORS/U.S.A.

The finest high quality colors available in todays industry for maximum performance.

The last permanent make-up unit that you will ever need to purchase.

Made in U.S.A.

B-1 Dark Brown
B-2 Brown
B-3 Light Brown
B-4 Golden Brown A
B-5 Golden Brown B
B-6 Golden Brown C
B-7 Brown Red A
B-8 Brown Red B
B-9 Taupe
B-10 Green Gold
B-11 Black
B-12 Gray A

L-1 Burgundy
L-2 Crimson Red
L-3 Red
L-4 Peach
L-5 Coral Red

P-1 Pink A
P-2 Pink B
M-1 Yellow A
M-2 Yellow B
M-3 White

F-1 Green A
F-2 Green B
F-3 Blue A
F-4 Blue B
F-5 Purple
F-6 Lavender
T-1 Pale Beige
T-2 Natural Beige
T-3 Sand Beige
T-4 Rose Beige
T-5 Chamois Beige
T-6 Clay Beige

S-5
WITNESS: Starr
DATE: 2-23-01 Kpr MLS
Clifton Strickland Reporters

PLAINTIFF'S
EXHIBIT NO. 11
FOR IDENTIFICATION
McKinstry
DATE: 2/22/01 PTR: PJ

11-1

JA225

MEI BEAUTY PRODUCTS, INC.
14991 S. SIERRA BONITA LANE
CHINO, CA 91710
TEL (909) 597-8206 FAX (909)597-5950

PRICE LIST

ITEMS		*RETAIL PRICE*	*SHOW PRICE*
MOSTY PERMANTENT MAKE-UP MACHINES:			
TH-2001 PERMANENT MAKE-UP KIT		$145.00	$105.00
TH-2002 PERMANENT MAKE-UP MACHINE & ADP.		$125.00	$100.00
TH-2003 PERMANENT MAKE-UP MACHINE ONLY		$100.00	$ 75.00
TH-2004 MOSTY ADAPTER 110/220 VOLT		$ 13.00	$ 8.00
MOSTY ACCERSORIES			
TH-2021 NEEDLE COVER	5PCS/PKG	$12.00	$8.00
TH-2022 NEEDLE TIPS	50PCS/PKG	$20.00	$15.00
TH-2023 NEEDLE HOLDER	5PCS/PKG	$15.00	$10.00
MOSTY NEEDLES			
TH-3001 M-SINGLE NEEDLE	10 PCS/PKG	$15.00	$12.00
TH-3002 M-DOUBLE NEEDLE	10 PCS/PKG	$18.00	$14.00
TH-3003 M-TRIPLE NEEDLE	10 PCS/PKG	$20.00	$18.00
TH-3005 M-FIVE NEEDLE	10 PCS/PKG	$25.00	$20.00
NEEDLE			
N-3011 SINGLE NEEDLE	50PCS/PKG	$20.00	$15.00
N-3012 DOUBLE NEEDLE	50PCS/PKG	$40.00	$35.00
N-3013 TRIPLE NEEDLE	50PCS/PKG	$50.00	$40.00
PIGMENTS			
TH-5000 MOSTY COLOR PIGMENTS-15cc 34 COLORS SEE COLOR CHART		$15.00	$8.00
TH-5001 MOSTY MICROPIGMENT –15cc 34 COLORS SEE COLOR CHART		$25.00	$15.00
TH-6001 PRACTICE SKIN MATERIAL		$10.00	$8.00
TH-6002 PIGMENT CONTAINERS		$20.00	$15.00
TH-6003 PIGMENT HOLDER		$10.00	$8.00
TH-6005 COLOR RING		$5.00	$3.00
TH-6006 ANESTHETIC LOTION		$75.00	$60.00
TH-6007 EYELASH PERM KIT		$75.00	$60.00
NEW ITEM			
MANUAL PEN KIT INCLUDES 6 COLORS, MANUAL PEN, DILUTE SOLUTION, NEEDLES, COLOR RING, CONTAINER		$140.00	$100.00

MICRO COLORS
Micro-Colors® Pigment
BEWARE OF IMITATIONS
PATENT #5 472 449
PATENT #5 586 473
Permanent Cosmetic Machines
MEI·CHA®
E Combo Disposable Needles
LOOK FOR THIS SYMBOL OF QUALITY
Eyelash Perm Kit
Look for the MEI-CHA® logo for performance assurance.
Beware of other brand names disguised in similar packaging.
Look for the MEI-CHA® logo for integrity and quality assurance.
Beware of false patent claims made by other brand names.
Look for the MEI-CHA® logo for innovative safety features.
Beware of unsafe needle structure of other brand names.
44 colors, Gamma Sterile ONLY MEI-CHA® has the Micro-Colors® pigments.
Look for the MEI-CHA® logo for the highest quality assurance.
Beware, don't be confused by "micropigment" distributed by other brand names.
1997 TRADE SHOWS
MARCH: IBS Show, New York
MARCH: SPCP Show, Fla.
APRIL: Aesthetics West Expo '97, CA
APRIL: The International Congress of Esthetics, CA
JUNE: The 1997 International Aesthetics, Cosmetics & Spa Conference, Nevada
AUGUST: Face & Body '97, CA
OCTOBER: The Int'l Congress of Esthetics, Fla.
WARNING!
We will take all necessary legal action against unauthorized sales of MEI-CHA®/MCN products or patent infringement of MEI-CHA® machines and products
MEI-CHA® MCN International Inc. 1(800)MEI-CHA8, (714)222-0322
Reader Service No. 122
PLAINTIFF'S W
EXHIBIT NO. FOR IDENTIFICATION
McKinstry
DATE: 2/26/08 ATTY:
1-2
W-1

JA227

An Aromatherapy Purifying Facial

Invite your client to sit back, relax, and enjoy.

Time: 55 minutes

Problem: Oily/shiny skin, oily/dehydrated skin due to climate or use of alkaline soaps/detergents, presence of comedones.

Solution: Deep pore cleansing treatment

Benefits: Elimination of clogged pores, shine control, deep cleansing, purification of skin, reduction of stress.

Frequency: Once per week for 8 weeks.

Treatment

1. Offer the client a nutritional supplement.

2. Before any treatment, sanitize hands with an antibacterial hand wipe.

3. Remove eye makeup using premoistened pads. Follow with warm, wet cotton pads to remove residue.

4. Apply a creamy seaweed based cleanser for oily/combination skin to the face and neck. The face is gently cleansed using a rotating brush for three minutes. Use soft, moist cotton pads to remove cleanser from skin.

5. Take a spoonful of herbal massage cream in your hand or a glass bowl, add one drop of a purifying and calming essential oil, mix and begin full massage. Three massage techniques will be utilized to stimulate, relax and soothe: *Petrissage, tapotement and effleurage.*

6. Turn on the aromatic steamer equipped to add essential oils to the mist, as they are being emitted from the machine. You do not want to add the oils to the water basin as the oil will build up and clog many machines.

After a 10-minute massage, remove the excess massage cream by patting with a tissue.

7. Apply a gentle exfoliating scrub, gently working it into the face and neck. This step helps with removal of deep-rooted makeup and grime, and reveals softer, smoother skin. The steamer is still used during this step.

8. Turn off the steamer. Use an antibacterial hand wipe to sanitize your hands, and put on latex gloves. Take tissue and begin to extract comedones. This procedure should not exceed 10 minutes.

9. Following extraction, wet a cotton square with a soothing, balancing lotion for oily skin and apply to treated area.

10. Now that the client is relaxed and rejuvenated, use a spatula to apply a mud mask to the face and neck; leave on for 7 minutes. Remove the mask with wet cotton pads or sponge.

11. Apply a calcium-and-calamine-based mask, freshly mixed with buttermilk. The fresh buttermilk provides a natural lactic acid that will further exfoliate the skin while the calcium and calamine will gently soothe the skin. After 10 minutes, remove mask with a moistened cotton pad or sponge.

12. End the facial with an application of eye cream if needed, and be sure to apply a sunscreen to the client.

Lydia Sarfati of Repechage created this treatment for clients with oily/combination skin. As the name implies, this treatment has hydrating, soothing, balancing, and nourishing benefits with the added bonus of a relaxing aromatherapy session. Call her at 800-248-SKIN.

JA228

K.P. PERMANENT MAKE-UP
MICROCOLOR: BLACK 1 (Soft Black)
Contains: Iron Oxide and Alcohol.
LOS ANGELES, CA 90012
NON TOXIC (SHAKE WELL)

PAGE LEFT BLANK

PAGE LEFT BLANK

Congratulations! You have just made a worthwhile investment in your quest for perfect color matching and flawless pigment application techniques. ***The Ultimate Guide to Pigments*** *will give you the key to mastering your knowledge of color blending and mixing, necessary for both cosmetic and reconstructive pigmenting .*

All ***Micro-Colors®*** *inorganic pigment are created with an Iron-Oxide base, to reduce the probability of allergic reaction. Iron-Oxide also allows for less migration once inserted into the skin. Most colors are available in several convenient sizes to perform procedures such as cosmetic eyeliner, lips and reconstructive procedures; including scars, burns, vitiligo, nipple areola, etc.*

Micro-Colors® *is gamma-sterilized and every manufacturing batch is date, lot coded and hand-inspected for color consistency. We are proud to produce* ***Micro-Colors®*** *with strict quality control for your safety and protection.*

Micro-Colors® *is now available in 80 shades to match over 300 skin tones. To enable you to fully understand the usage of this superior pigment,* ***The Ultimate Guide to Pigments*** *was created to provide you with a simple understanding of pigment undertones. Special thanks and gratitude go to Alfredo Gonzalez, Kenya Lopez and Mario Gisbert whose uncompromising dedication to perfection was invaluable in producing* ***The Ultimate Guide to Pigments****. Without their efforts, it would not be the success that it is today.*

We know that ***The Ultimate Guide to Pigments*** *will help in your endeavor to expand your knowledge of color. Our hope is that your micropigmentation skills as well as your confidence in performing successful procedures is enhanced and complimented by usage of* ***Micro-Colors®*** *products.*

Sincerely,

Darlene Story
President
Lasting Impression, Manufacturer of ***Micro-Colors®***

Micro-Colors®
Helpful Hints Guide

Permanent Cosmetic Procedure

Information contained in this booklet is specifically for
Micro-Colors® pigment use only.
©1994 by Lasting Impression I, Inc. ALL RIGHTS RESERVED

MELCHA
by MCN International

MICRO-COLORS® Pigment

80 Pigment Colors to Match Over 300 Skin Tones
For Cosmetic & Paramedical Procedures

- Iron oxide base *
- No evaporation or splatter
- Same consistency and color every batch
- Contains no water
- Minimum particle size is 6 microns
- Gamma sterilized
- Lot & date coded to assure quality and freshness
- Widely used in medical and cosmetic industry
- Made in USA
- 12cc size
- Ingredient list on label
- Made with FDA approved ingredients for cosmetic use

·COLORS® Pigment

kup that isn't easy and painless to do isn't normally e at all. Murphy's Law is in firm control here, and you lose your data at *the* most disastrous time. Disasters do ur, so guard against it.

Colorado Tape Drive Systems make a reasonably priced of small tape drives. Match the capacity of a single to the capacity of your hard disk. If you have a 120 gabyte hard drive, don't skimp and try to get away with megabyte tape drive, figuring you'll change tapes dur- the backup sequence. The best backups are ones that un when everyone is off of the system, and good tape e software is normally included ("bundled") with the drive hardware.

ook for software that allows you to run an unattended up during the middle of the night. Bundled software includes a timer routine that allows you to set up the up routine once and forget about it after that except anging the tapes in the morning before you open system for business.

ckup on a regular basis rotating at least three backup a (the tapes). (At Allured Publishing, we use five for Macintosh PCs and nine for our Wang system. We up both systems nightly at 11 PM.) How often you d backup depends on how much information passes gh your system on a regular basis. Remember that the way to recover data that isn't backed up is to put it nto your system. Therefore you must make your fre- y of backup decision based on how much data you ford to re-enter manually.

ou are running a cash-register type of applications m or a sophisticated accounting system with several ed transactions daily, by all means backup daily. If e doing less volume and feel that you can comfort- t the data back into your system in an hour or less, ou might be able to get away with a backup every three days. Most importantly, remember that if it's cked up, it's not safe, so let your best business sense r guide.

st tape drive instructions contain information about do a generational backup program. Using three ht tapes assures that if one of the tapes breaks or is ve, you won't be left out in the cold. The odds of ppening to two different tapes (leaving you totally on your third) are nearly impossible.

e sure that at least once a month you store a tape Some salon owners take a tape home with them on y evening, working the previous home tape back rotation the following Tuesday morning. This gainst not only a data disaster (hard drive failure, ack) but also against salon disasters like fire, floods . It does no good to have tapes and an otherwise al computer system with all your vital business on it if they are all destroyed by the same overhead t bursts late one night.

y pays to be familiar with not only the backup e required by your backup device, but also to be with the recovery procedure. It doesn't hurt to the recovery process at a time when the continua- our salon's business does not depend upon it.

ast resort, if you ignore the advice to backup regu- re are data recovery services that can reconstruct

MICRO COLORS

Color Me Beige

...or brown, or any of the 44 pigments available for the micropigmentation specialist. Micro-Colors are gamma-sterilized and packaged for your convenience in 1/2 ounce, 2 cc or .5 cc vials. Or get all 44 Micro-Colors in 1 easy-to-use Tester/Mixer Kit. For information on this and our complete line of micropigmentation products, please call Lasting Impression I, Inc. at 1-800-377-4088.

LASTING IMPRESSION I

Circle Reply No. 102

Most skin care companies are proud of the ingredients they use in their skin care products.

At Mark Lees, we're proud of what we leave out.

Mark Lees Skin Care specializes in the development of skin care and cosmetic products for clog-prone, oily, dehydrated skin. There are literally dozens of commonly used cosmetic ingredients that **we don't use** because of their clog-causing or irritation potential.

If clogged pores are a problem for your clients, call for more information.

National distributor: MARK LEES SKIN CARE, INC.
4400 Bayou Blvd., Suite 57 • Pensacola, FL 32503
1-904-476-3509 • 1-800-447-5770 (Orders Only)

Affiliate suppliers: Houston/The Esthetics Connection 1-713-963-8380
Minneapolis/Yvonne's Esthetic Concepts
1-800-932-6757

© 1991, Mark Lees Skin Care, Inc.

Circle Reply No. 78

TREATMENT ROOM CLEAN-DOWN

Carol Chaney Withers, owner of A Perfect Face in Ocean City, Maryland, is a strong advocate of following strict sanitation procedures in her salon. The following is the step-by-step method she and her staff perform between clients:

1. Remove soiled linen and replace with fresh.
2. Wipe off all bottles, tubes and so on, and tighten caps.
3. Sanitize all equipment including lamps, steamer arms and trolley carts.
4. Fill up steamer and restock supplies.
5. Make sure everything that has touched the skin is either sterilized or thrown away.
6. Empty trash after every client and make sure the waste basket liner is clean or replace with new one.
7. Clean up room promptly after you have finished and followed up out front with your client.

were often overwhelmed by the number of massage options listed on her treatment menu. Several of the Washington Redskins football players are clients and Withers began "Energy Balancing" to relax them when they arrive at the salon, and as an introduction to other massage services.

The #1 service for women is still facials. Individual service prices range from a 30-minute mini-facial costing $35 to the ultimate "Four-Handed Russian Massage" for $110. This new service lasts 70 minutes. Steps have been worked out and choreographed by staff members trained in massage. The initial steps are those learned at an esthetics trade show which Withers attended and from the video purchased there. The choreography has been fine-tuned between the massage artists. Soft, classical and soothing music, often featuring piano, is played during the massage.

A full Day of Beauty, including computerized nutritional analysis and a light fare lunch costs $250.

The concept toward products at A Perfect Face is to offer the very best of a complete range for every need. The basic product line is René Guinot (Paris) both for treatments and for retail. Other product lines include Phytomer, a French line of body products; the Karin Herzog line of skin care products from Switzerland; Mustela, a French line of baby and children's products; Minneapolis-based Aveda makeup products; Gerda Spillmann (Switzerland) foundation; Botanicals bath and accessories by Smith & Van Diver (Watsonville, California); and the Dr. Murad glycolic acid product line (Los Angeles).

A typical client in the salon is in her 30s. She realizes that skin care is not a luxury, but part of body and facial maintenance. The typical client is a business person interested in image, and pursuing a career as a professional. Most are middle to upper middle class, and 80% of them are female. The male segment of the clientele is growing, and schedule more often on weekends, especially Sundays.

PLANNING FOR THE FUTURE

What's in store for A Perfect Face? Well, maybe another salon in the next few years. Withers would like to have another location in the south, where the business would be more year-round, not so affected by resort season. The facility will also be a day spa, but larger, with more room for high-tech treatments. She'd like to have room to incorporate exercise classes such as aerobics. The theme, logo, colors and the decor will stay the same, but the services, staff, equipment and products will expand. The location could well include a hair salon, but as a separate entity side-by-side. In all probability, the nail service area will expand.

In the long range? Maybe another two-to-three salons. Withers realizes that expansion means that she will not be able to control so directly. But she feels that her greatest asset to success is her staff and she would like to see an opportunity for them to be in management situations and in positions of greater challenge. She's beginning a weaning process from her clients leading to a greater management role so she can adjust to less of a "hands-on" team member and more of a mentor and manager. She realizes that her management style will undergo a metamorphosis and is already researching the classes and courses that can best help her do that.

Hassle-Free Color Matching is Finally Here

44 high-quality pigments in one easy-to-use Mixer/Tester Kit. Micro-Colors are gamma-sterilized and are available in 1/2 ounce, 2 cc or .5 cc bottles. For information on this and our complete line of micropigmentation products and services, please call Lasting Impression I at 1-800-377-4088. In NJ call 201-871-7388.

LASTING IMPRESSION I

Circle Reply No. 102

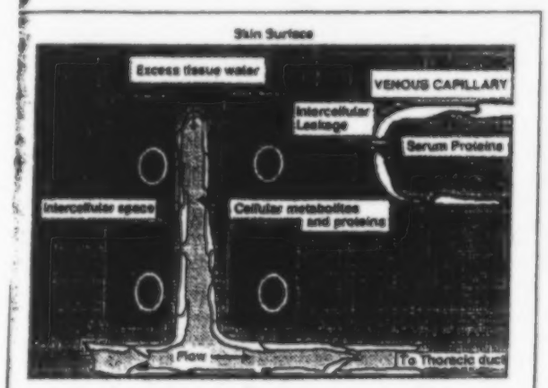


Figure 4. The normal osmotic relationships in the tissues. Notice that a normal amount of protein leakage from the venous capillaries can be easily handled by the lymphatic vessels. Normal tissue pressure and normal flow must also be present.

the lymphatic system and is carried to the lymphatic nodes by the lymphatic vessels. Within the lymph nodes some of these cells and the protein they ingest are destroyed while other cells and proteins are returned to the bloodstream. Many essential enzymes are returned to the bloodstream by this route. No one really knows what is actually happening inside the lymph node with any great degree of certainty. We know that some immune processing takes place, but beyond that we are operating in the dark.[6]

Osmosis: The force that moves fluids—A very basic concept in understanding the movement of tissue fluid into the lymphatic system is the concept of osmotic pressure. When two fluids of different concentrations are separated by a semipermeable membrane, they will have a tendency to become equal in concentration on both sides of the membrane. For example, if you place a concentrated solution of sugar, such as molasses, in a cellophane bag and place it in water, it will "pull" water into the bag until it reaches a certain concentration of water. Since the sugar molecules cannot get out of the bag, they serve as the high concentration inside the bag, but the water is in high concentration on the outside of the bag, so it will move into the bag where it is in low concentration. The principle is: substances will move from an area of high concentration to an area of low concentration. Since the proteins in the bloodstream are higher in concentration than they are in the tissues, they will move first into the tissues and then into the lymph vessels.[7]

Problems of the skin associated with the lymphatic system—As long as the pressure within the tissue is normal, the protein content of the blood is normal and there is no obstruction to lymph flow, the lymphatic system works very well. However, if only one of these three conditions is changed, the system will fail. Let us look at each of these conditions to see what actually happens when changes occur.

Continuous external pressure—Pressure increases in the tissue from forces outside of the body will result in a compression of the cells and intercellular spaces with a resultant decrease in lymph flow. The lymphatic vessels are

Former Co-Owner of Bee Kay Cosmetic Brushes

THE BRUSHES:

Handmade in the U.S.A. All shapes and sizes, including our famous Chisel Collection. Custom brushes with choice of handle colors.

THE ACCESSORIES:

- Polyurethane Wedges (Never Flake)
- Sponges
- Disposable Applicators
- Rice Paper Blotters
- Lambs Wool Buffer
- Mechanical Pencils
- Cosmetic Bags, Etc.

Cosmetic Brushes & Accessories

WHOLESALE PRIVATE LABEL

Fast Courteous Service

Call For A Free Brochure:

(800) 722-0528

Free: Salon Name Imprinted

24 pc. Per Style

Circle Reply No. 93

Hassle-Free Color Matching is Finally Here

44 high-quality pigments in one easy-to-use Mixer/Tester Kit. Micro-Colors are gamma-sterilized and are available in 1/2 ounce, 2 cc or .5 cc bottles. For information on this and our complete line of micropigmentation products and services, please call Lasting Impression I at 1-800-377-4088. In NJ call 201-871-7388.

LASTING IMPRESSION I

Circle Reply No. 102

LAW OFFICES OF
CHARLES C.H. WU & ASSOCIATES
A PROFESSIONAL CORPORATION
CHRYSLER TOWER
7700 IRVINE CENTER DRIVE, SUITE 710
IRVINE, CALIFORNIA 92618 - 3043 U.S.A.
TELEPHONE: (949) 251 - 0111
FACSIMILE: (949) 251 - 1588
E-MAIL : CCHWU @ EARTHLINK.NET

LOS ANGELES COUNTY
2514 SO. HACIENDA BLVD., SUITE D
HACIENDA HEIGHTS, CALIFORNIA 91745
TELEPHONE (626) 333-5555
FACSIMILE (626) 333-3553

OUR FILE NO.:
578-00091303

September 13, 2000

VIA 1ST CLASS U.S. MAIL AND CERTIFIED MAIL Z 159 171 297

Ms. Nicole Torres
Tattooing International
1500 S.E. 3rd Street
Pompano Beach, FL 33060

RE: "MICRO COLORS" TRADEMARK
USPTO REG. NO.: 1,769,592
OUR CLIENTS: MCN INTERNATIONAL AND
LASTING IMPRESSION, INC.

Dear Ms. Torres:

Receipt of your letter dated Sept. 5, 2000 is hereby acknowledged. A true copy is enclosed.

Your letter is not one hundred percent clear. If Tattooing International's intention is not to use the mark MICRO COLORS ever again, please sign below to acknowledge TATTOOING INTERNATIONAL'S intention.

Your cooperation is sincerely appreciated. Kindly provide this signed letter by no later than Sept. 25, 2000.

Very truly yours,

CHARLES C.H. WU & ASSOCIATES
A PROFESSIONAL CORPORATION

By: _____
Charles C.H. Wu, Esq.

CW:ss
Encl.

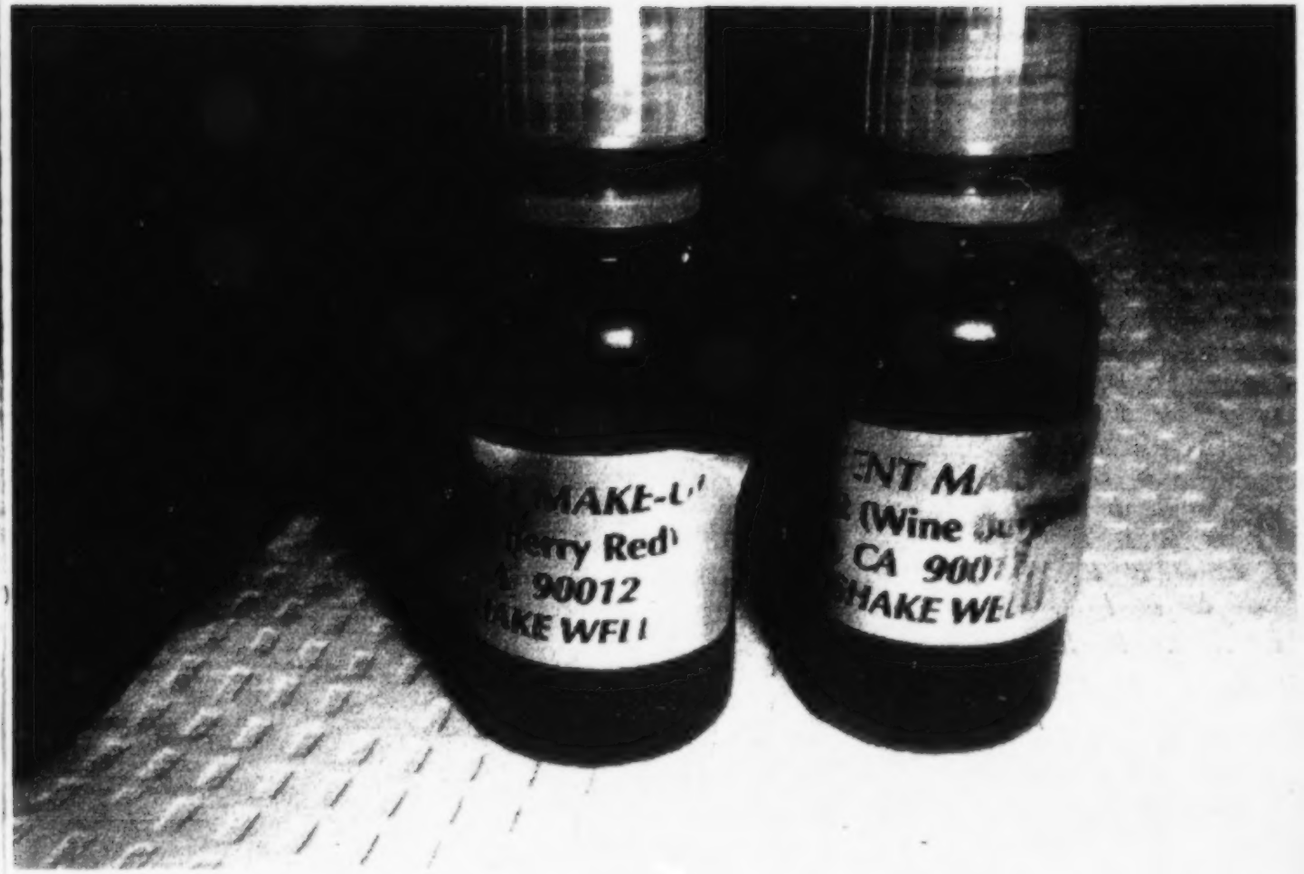
TATTOOING INTERNATIONAL, its staff and its subsidiaries, hereby promise and covenant that they will not use the mark MICRO COLORS or any mark similar thereto in its course of business or personal affairs.

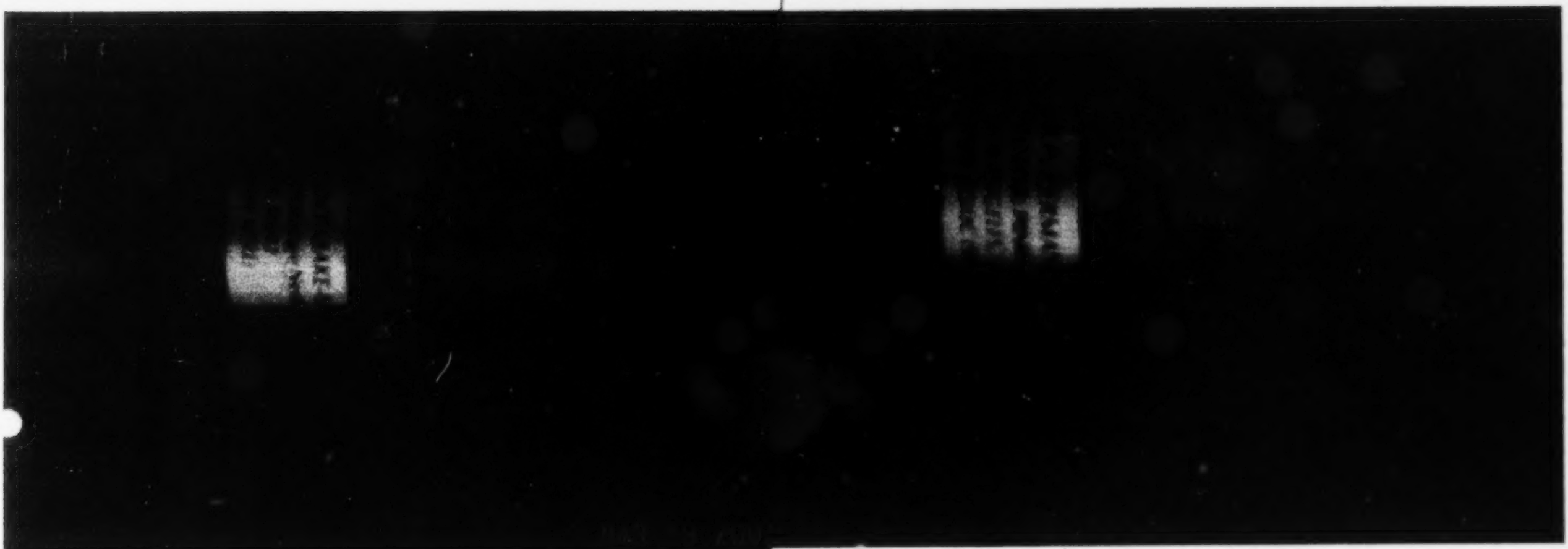
Dated: Sept 18 2000

NAME: Nicole Torres
TITLE: owner

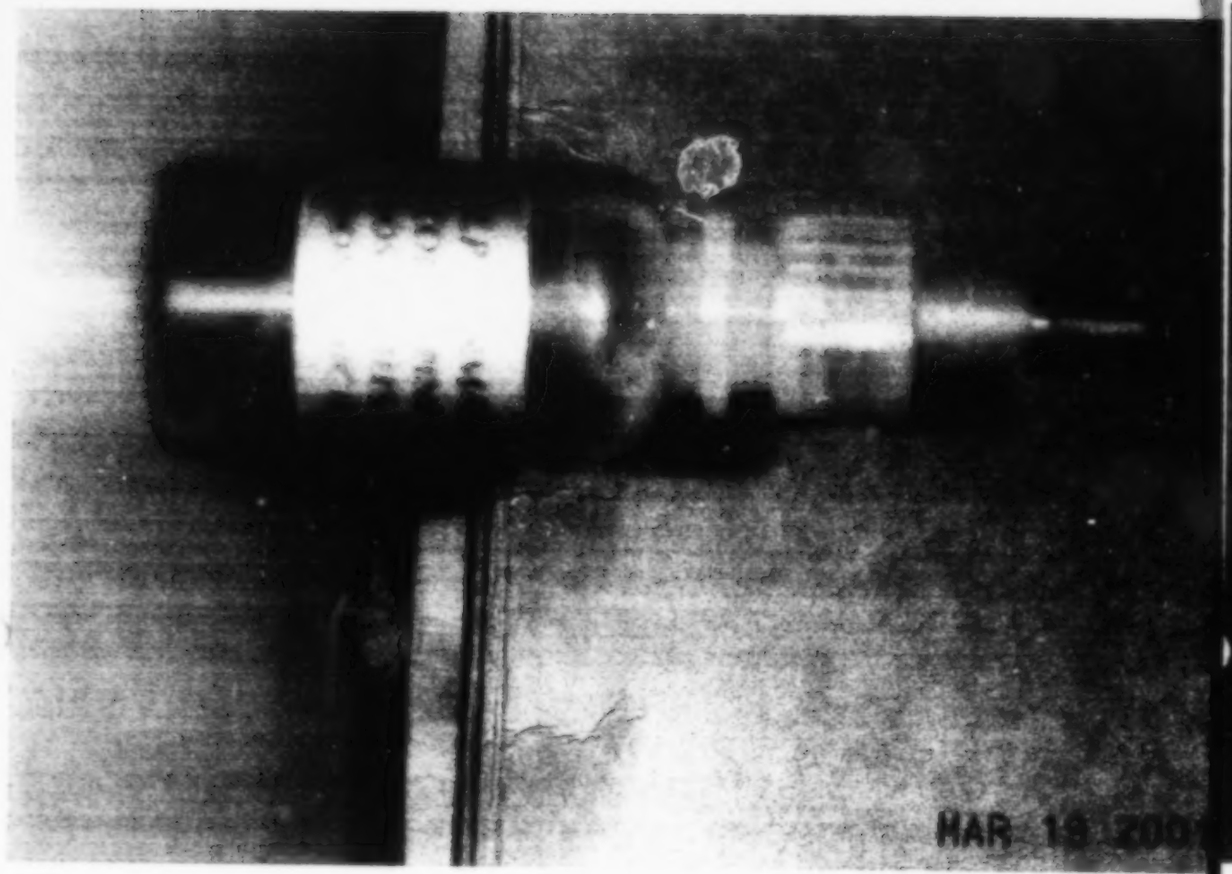
J:\06CN-LI 578\Tattooing Int'l\Ltr\Tattooing Int'l2

PERMANENT
RED 1 (CH
ANGELES, CA
TOXIC (SHA
ENT M
2 (Wine
LES, CA 900
IC (SHAKE WE

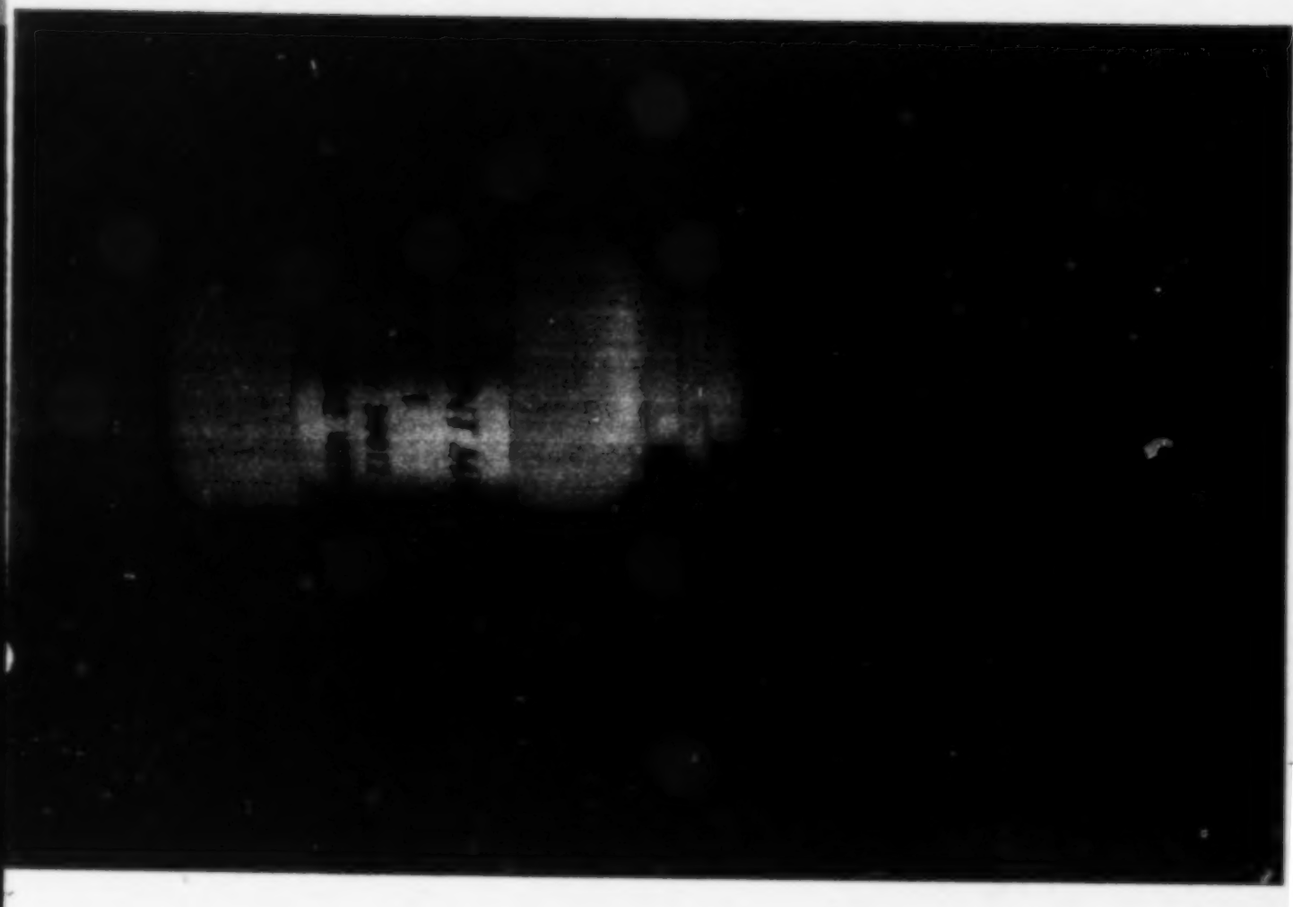

MAKE-U
erry Red
90012
KE WFI
ENT M
(Wine
CA 900
HAKE WE

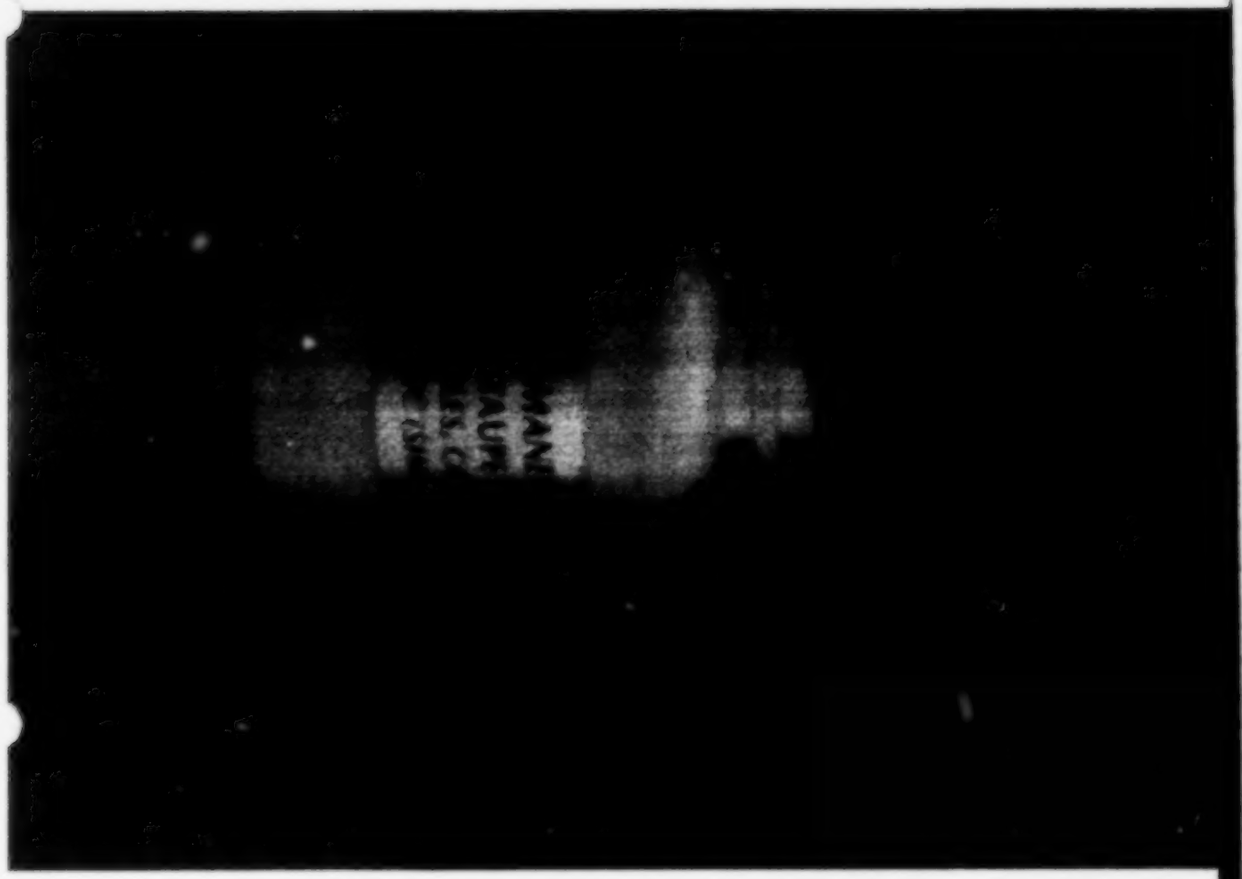


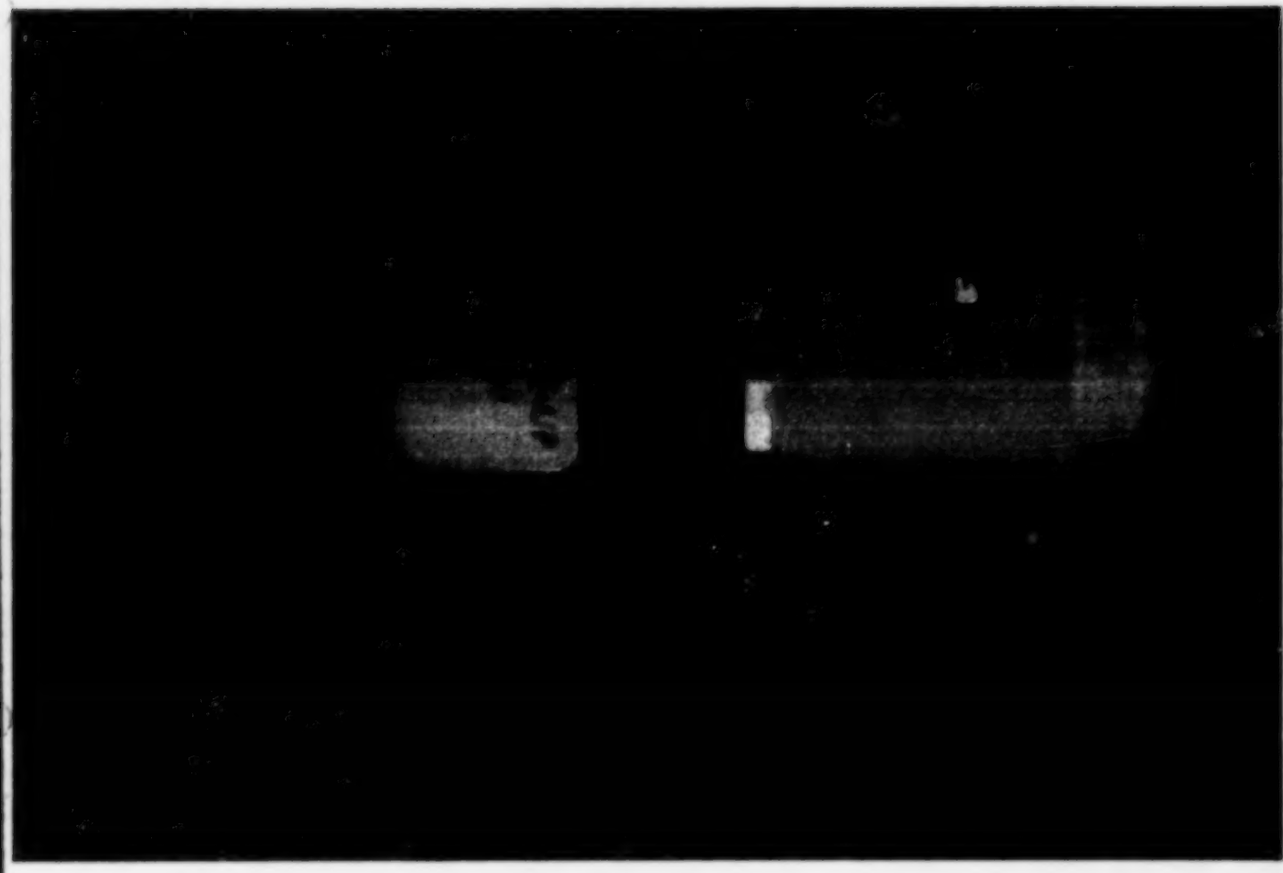
BEST AVAILABLE COPY

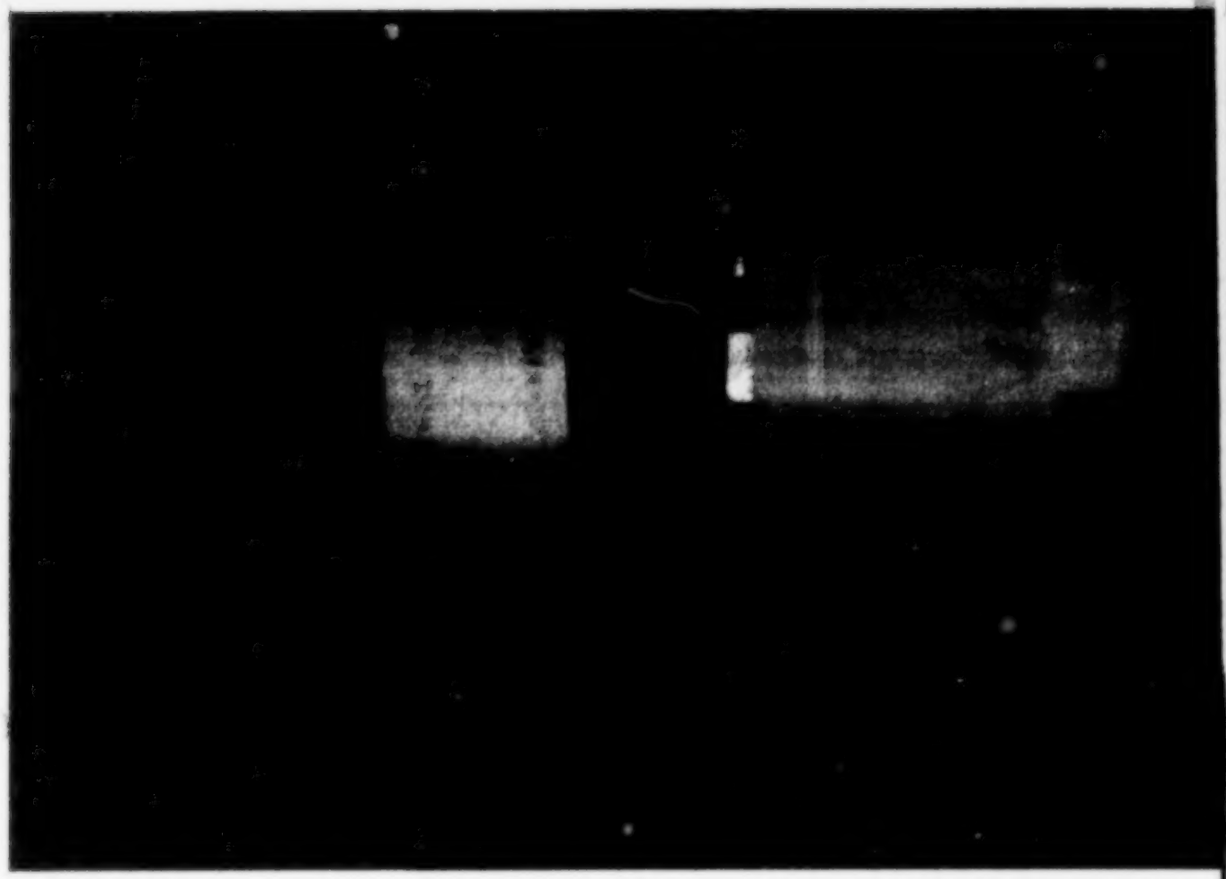


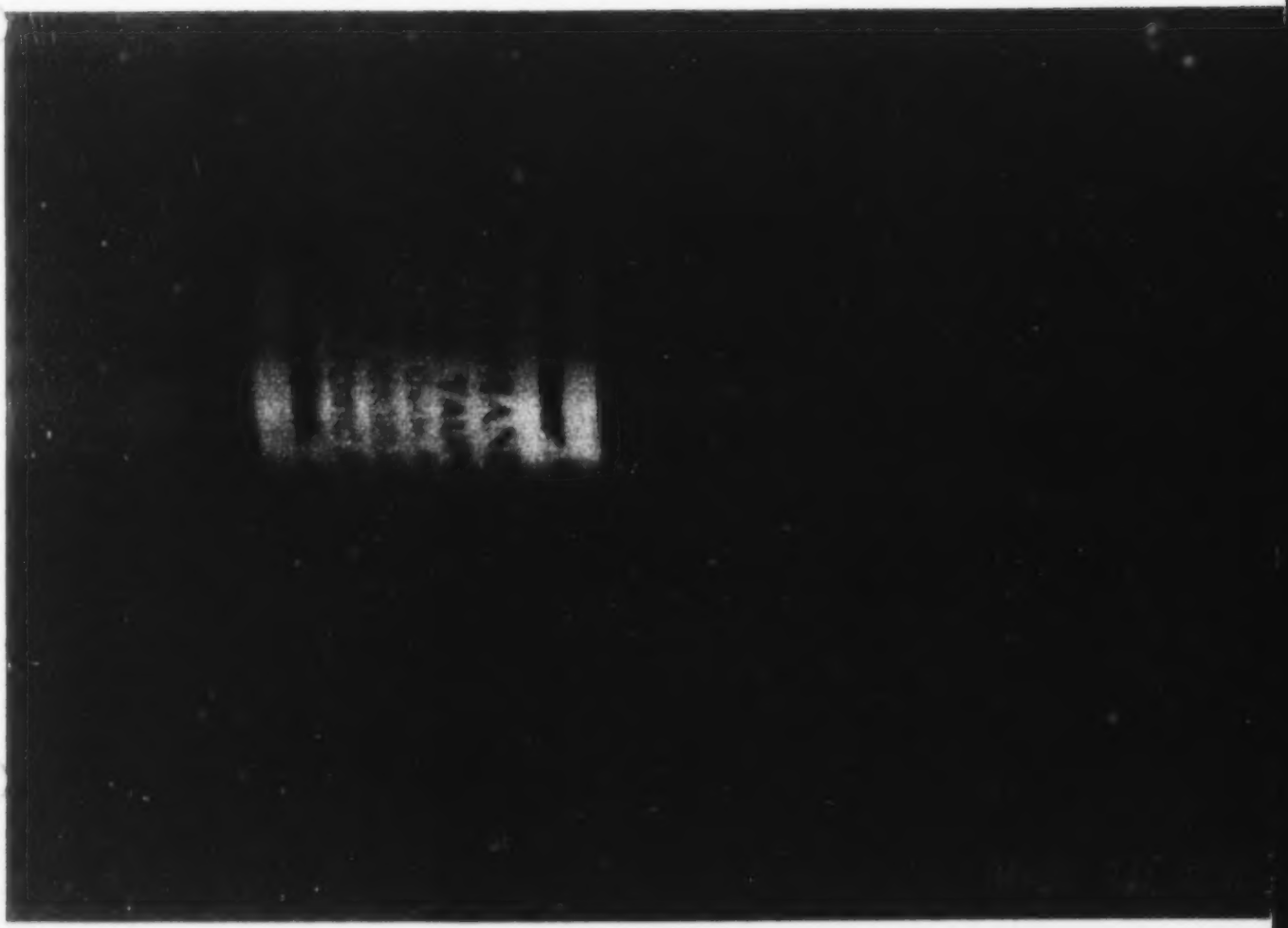
MAR 19 200











64
2nd